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HOUSE JOURNAL

OF THE

THIRD STATE LEGISLATURE

OF

WYOMING,

CONVENED AT CHEYENNE ON THE EIGHTH DAY OF JANUARY, 1895.

PUBLISHED BY AUTHORITY.

—:O:—

DAILY SUN BOOK PRINT.  
CHEYENNE, WYOMING.  
1895.

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*Wyoming Legislative House of representatives.*

# HOUSE JOURNAL

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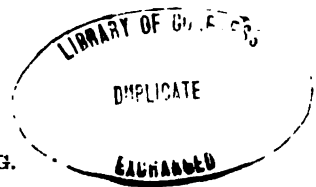
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# HOUSE JOURNAL.

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## FIRST DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyoming, January 8, 1895.

The members of the House of Representatives of the Third State Legislature of the State of Wyoming were called to order by the secretary of state, Hon. C. W. Burdick, at 12 o'clock noon pursuant to law.

Upon a call of the roll the following members appeared and answered to their names:

Albany county—Stephen W. Downey, George W. Fox, Charlton M. Gregory, George A. Hertzog, W. James Hills.

Carbon county—John S. Allen, John Mahoney, William Piatt, Frank O. Williams.

Converse County—John E. Higgins, John Scott, Robert H. Knittle.

Crook County—Frederick M. Barrett, Charles T. Finch.

Fremont County—J. L. Torrey, Edward L. Ranney.

Johnson County—Joseph Henry.

Laramie County—Palmer J. Black, Samuel A. Bristol, Samuel A. Corson, Pitt Covert, Albert L. Kelley, Bert Parmenter, Josiah A. Van Orsdel.

Natrona County—Patrick Sullivan.

Sheridan County—H. C. Alger, L. H. Brooks, W. F. Jackson.

Sweetwater County—Thomas Clark, Joseph Iredale.

Uinta County—William Goodell, George F. Chapman.  
Laban Heward, Ezra Brown.

Weston County—Levi R. Davis.

On motion of Mr. Kelley of Laramie, Mr. S. W. Downey

of Albany was elected temporary speaker by acclamation and Messrs. Kelley of Laramie and Goodell of Uinta were appointed a committee to escort Mr. Downey to the chair.

On motion of Mr. Fox of Albany, Mr. L. H. Brooks of Sheridan was made temporary clerk and a committee comprising Messrs. Fox of Albany and Torrey of Fremont was appointed to escort Mr. Brooks to his desk.

On motion of Mr. Van Orsdel of Laramie, the speaker was authorized to appoint a committee of twelve on credentials to comprise one member from each county. The chair appointed as such committee Messrs. Fox of Albany, Mahoney of Carbon, Knittle of Converse, Barrett of Crook, Ranney of Fremont, Henry of Johnson, Parmenter of Laramie, Sullivan of Natrona, Jackson of Sheridan, Iredale of Sweetwater, Brown of Uinta, Davis of Weston.

On motion of Mr. Torrey of Fremont a recess of fifteen minutes was then taken.

Following such recess the members of the House were again called to order by the temporary speaker and the committee on credentials made the following report:

Mr. Speaker:

Your committee on credentials report that after examination they find the following named gentlemen present and duly elected, qualified and entitled to seats in the House of Representatives of the Third State Legislature of the State of Wyoming, viz:

Albany County—Stephen W. Downey, George W. Fox, Charlton M. Gregory, George A. Hertzog, W. James Hills.

Carbon County—John S. Allen, John Mahoney, William Platt, Frank O. Williams.

Converse County—John E. Higgins, John Scott, Robert H. Knittle.

Crook County—Frederick M. Barrett, Charles J. Finch.

Fremont County—J L Torrey, Edward L. Ranney.

Johnson County—Joseph Henry.

Laramie County—Palmer J. Black, Samuel A. Bristol, Samuel Corson, Pitt Covert, Albert D. Kelley, Bert Parmenter, Josiah A. Van Orsdel.

Natrona County—Patrick Sullivan.

Sheridan County—H. C. Alger, L. H. Brooks, W. E. Jackson.

Sweetwater County—Thomas Clark, Joseph Iredale.

Uinta County—William Goodell, George F. Chapman, Laban Heward, Ezra Brown.

Weston County—Levi R. Davis.

Respectfully submitted,  
FREDERICK M. BARRETT,

ROBERT H. KNITTLE,

Chairman.

Secretary.

On motion of Mr. Kelley of Laramie the report of the committee on credentials was adopted and the committee discharged.

On motion of Mr. Torrey of Fremont a committee of three was appointed by the speaker.

was appointed by the speaker with instructions to wait on Hon. H. V. S. Groesbeck, chief justice, and inform him that the House members were ready to take the oath of office.

The speaker appointed as such committee Messrs. Torrey of Fremont, Kelley of Laramie and Iredale of Sweetwater.

The committee having performed its duty reported to the House the presence of Chief Justice Groesbeck and his readiness to administer the oath of office, whereupon the following named members took and subscribed such oath according to law, viz:

T. C. Alger, John S. Allen, Frederick M. Barrett, Palmer J. Black, Samuel A. Bristol L. H. Brooks, Ezra Brown, George F. Chapman, Thomas Clark, Samuel Corson, Pitt Covert, Levi R. Davis, Stephen W. Downey, Charles J. Finch, George W. Fox, William Goodell, Charlton M. Gregory, Joseph Henry, George A. Hertzog, Laban Heward, John E. Higgins, W. James Hills, Joseph Iredale, W. E. Jackson, Albert D. Kelley, Robert H. Knittle, John Mahoney, Burt M. Parmenter, William Platt, Edward L. Ranney, John Scott, Patrick Sullivan, Jay L. Torrey, Josiah A. Van Orsdel, Frank O. Williams.

On motion of Mr. Torrey of Fremont the House took a recess subject to the call of the speaker, and went into caucus on permanent organization.

Following the recess the House was again called to order by the speaker and on motion of Mr. Torrey of Fremont, adjourned until tomorrow, January 9, at 12 o'clock noon.

L. H. BROOKS,  
Temporary Clerk.

## SECOND DAY.

Hall of the House of Representatives  
Cheyenne, Wyoming, January 9, 1895.

The House was called to order at 12 o'clock noon.

Hon. S. W. Downey, temporary speaker, in the chair.

Roll call.

All members who had taken the oath of office were present except Mr. Ranney of Fremont, who soon appeared thereafter and took his seat.

Mr. Van Orsdel of Laramie nominated Hon. J. L. Torrey of Fremont as speaker of the House; the nomination was duly seconded and Mr. Torrey was elected by a unanimous vote of all members present.

Messrs. Van Orsdel of Laramie and Hertzog of Albany were appointed by the temporary speaker to wait on Chief Justice Groesbeck and request his presence for the purpose of administering the oath to the speaker-elect.

The committee having performed its duty, reported to the House the presence of Chief Justice Groesbeck and his readiness to administer the oath. The temporary speaker appointed as a committee to escort the speaker-elect to the chair Messrs. Bristol of Laramie, Gregory of Albany and Scott of Converse, whereupon Hon. J. L. Torrey took and subscribed the oath of office as speaker of the House of Representatives of the Third Legislature of the State of Wyoming.

On motion of Mr. Hills of Albany, Hon. George W. Fox of Albany was elected speaker pro tem of the House by acclamation.

Mr. Higgins of Converse nominated M. C. Barrow for the position of chief clerk of the House, and on motion of Mr. Goodell of Uinta, Mr. Barrow was declared elected chief clerk of the House by acclamation.

On motion of Mr. Hertzog of Albany, C. S. Dawson was elected assistant chief clerk of the House by acclamation.

On motion of Mr. Goodell of Uinta, Mr. Tom H. Hollingsworth was elected engrossing and enrolling clerk of the House by acclamation.

On motion of Mr. Williams of Carbon, Miss Charlotte Schulte was elected assistant enrolling and engrossing clerk of the House by acclamation.

On motion of Mr. Van Orsdel of Laramie, N. D. McDonald was elected sergeant-at-arms of the House by acclamation.

On motion of Mr. Parmenter of Laramie, Rev. J. F. Farmer was elected chaplain of the House by acclamation.

On motion of Mr. Sullivan of Natrona, R. E. Ford was elected messenger of the House by acclamation.

On motion of Mr. Ranney of Fremont, Samuel Sparhawk was elected night watchman of the house by acclamation.

On motion of Mr. Gregory of Albany, B. W. Towner was elected door-keeper of the House by acclamation.

On motion of Mr. Davis of Weston, Thomas J. Law was elected janitor of the House by acclamation.

On motion of Mr. Clark of Sweetwater, Robert A. Smith was elected page of the House by acclamation. Whereupon the above named officers of the house, excepting Thomas J. Law, janitor, being present, each took and subscribed the oath of office as administered by Chief Justice Groesbeck.

Prayer by the chaplain.

On motion of Mr. Downey of Albany, the House took a recess until 2 o'clock, p. m.

L. H. BROOKS,  
Temporary Clerk.

#### AFTERNOON SESSION.

House reconvened at 2 o'clock p. m.

Mr. Speaker in the chair.

Mr. Downey moved that the chief clerk be instructed to notify the Senate of the organization of the House. Carried.

Recess.

When again called to order by the speaker the following messages were received from the Senate:

Senate Chamber.  
Cheyenne, January 9, 1895.

Hon Speaker of the House.

Sir—I have the honor to inform your honorable body that the Senate of the Third Legislature of the State of Wyoming is duly organized and in readiness to proceed with the business of the session, the permanent officers thereof being:

President—Hon. G. W. Hoyt of the County of Laramie.



Chief Clerk—J. C. Argesheimer of the County of Laramie.

Vice President—Hon. D. H. Craig of the County of Carbon.

Assistant Chief Clerk—Fred B. Blair of the County of Sheridan.

Enrolling and Engrossing Clerk—J. F. Crawford of the County of Carbon.

Assistant Enrolling and Engrossing Clerk—Miss Marie Maynard.

Sergeant-at-Arms—John Iredale, Jr.

Doorkeeper—Harry B. Jennings.

Messenger—Andrew Cordiner.

—Chaplain—Rev. J. A. Johnson.

Watchman—H. R. Unks.

Very Respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, January 9, 1895.

Hon. Speaker of the House.

Sir:—I have the honor to inform your honorable body that the Senate has appointed a committee consisting of Messrs. Hamlin, Cross and Woodruff, to act with a similar committee from the House, for the purpose of waiting on his Excellency, the Governor of Wyoming, and informing him that the Third Legislature of the State of Wyoming is duly organized and ready to receive any communication he may desire to make.

Very Respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Moved by Mr. Van Orsdel that a committee of three be appointed to act with a similar committee from the Senate, to notify his Excellency the Governor, that the House is duly organized and ready to receive any communication he may be pleased to make. Carried.

The speaker appointed as such committee Messrs. Van Orsdel, Downey and Higgins.

Recess.

House again called to order.

Thomas J. Law, janitor-elect, here appeared and took the oath of office.

The committee appointed to wait on his Excellency the Governor, made the following report:

Cheyenne, Wyo., Jan. 9, 1895.

Mr. Speaker.

Your committee appointed to confer with a similar committee from the Senate, to wait upon the Governor, respectfully submit the following report:

Upon notifying the Governor of the organization of the Senate and House of Representatives, he informs your committee that he will be prepared to appear before the Senate and House of Representatives, in joint session, and deliver his message at 3:30 p. m. today.

J. A. VAN ORSDEL,  
Chairman of Com.

On motion of Mr. Downey the chief clerk was instructed to extend an invitation to the Senate to meet the House in joint session on the floor of the House at 3:30 p. m. to receive the Governor's message.

On motion of Mr. Downey the supreme court, the state and other officers were invited to be present at a joint session of the House and Senate, held for the purpose of receiving the Governor's message.

On motion of Mr. Kelley, the speaker appointed a committee of three to escort the members of the Senate to the floor of the House, such committee consisting of Messrs. Kelley, Finch and Knittle.

Moved by Mr. Goodell that a committee of two be appointed to wait on the Honorable Judges of the Supreme Court, and a committee of one each as escort to the State officers to escort them to the floor of the House. Carried.

Whereupon the speaker appointed the following as such committees:

Supreme Court—Messrs. Goodell and Brooks.

His Excellency, the Governor—Messrs. Fox and Platt.

Secretary of State—Hon. Frederick M. Barrett.

State Treasurer—Hon. Pitt Covert.

State Auditor—Hon. George F. Chapman.

Superintendent of Public Instruction—Hon. Frank O. Williams.

Attorney General—Hon. Levi R. Davis.

State Engineer—Hon. Joseph Iredale.

President of State University—Hon. W. James Hill.

United States Attorney—Hon. S. W. Downey.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 9, 1895.

Hon. Speaker of the House.

Sir:—I have the honor to inform your honorable body that Mr. President has appointed, on the part of the Senate, Messrs. Hanson, Hamlin and Miller, as members of a joint committee to formulate and report joint rules for the Senate and House of Representatives of the Third Legislature of the State of Wyoming.

Very Respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Moved by Mr. Parmenter that a committee of five be appointed by the speaker to act in conjunction with a like committee from the Senate, to formulate and report joint rules for the Senate and House of Representatives of the Third Legislature of the State of Wyoming. Carried.

On motion of Mr. Van Orsdel the rules and regulations of the Second State Legislature were adopted pending the adoption of rules and regulations hereafter to be agreed upon.

· Recess.

The House was again called to order at 3:25 p. m.

On motion the speaker extended an invitation to Mr. Frank Bond, ex-member of the State Legislature to take a seat on the floor of the House.

Mr. Goodell on behalf of the committee reported the presence of the Honorable Judges of the Supreme Court, who were conducted to seats.

Mr. Kelley on behalf of the committee reported the presence of the Honorable Members of the Senate, who were assigned to seats, and the house took a recess until after the joint session.

In Joint Session.

The honorable president of the Senate occupying the speaker's chair, on motion of Mr. Fox, appointed on behalf of the House, Messrs. Fox and Van Orsdel, and on behalf of the Senate Messrs. Hanson and Trabing, as a committee to wait upon the Governor and inform him that the House and Senate in joint session were ready to receive any communication he might be pleased to make.

The committee having performed its duty Hon. George W. Hoyt, the president of the Senate, introduced His Excellency Governor W. A. Richards, who thereupon delivered his biennial message.

## GOVERNOR'S MESSAGE.

Executive Department,  
Cheyenne, Wyo., Jan. 8th, 1895

*Gentlemen of the Senate and House of Representatives:*

In obedience to the Constitution which requires that the Governor shall communicate to the Legislature information relating to the condition of the State and recommend such measures as he shall deem expedient, I have the honor to submit the following message:

## FINANCES.

No subject to which the attention of the Legislature will be called is more important than the consideration of the financial affairs of the State.

An examination of the report of the state treasurer for the two years ending September 30th 1894, shows:

Balance on hand Sept. 30, 1892 .....	\$114,089.02
Receipts for the two years ending Sept. 30, 1894 .....	430,402.90

Making a total of .....	\$544,492.01
Disbursements for the two years ending Sept. 30, 1894....	396,156.85

Leaving a balance Sept. 30, 1894, of .....	\$148,333.10
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Statements are hereto attached and made a part of this message, showing in detail the receipts and expenditures for the two years ending September 30th, 1894, together with a statement of the total estimated revenue to be derived from the tax levy for 1895.

The following table is interesting as showing a comparative statement of the tax levy made in the various counties of the State for the year ending September 30th, 1895, for state and ordinary county expenses, not including the levy for school and special purposes.

County.	Assessment.	State revenue on levy of 5 mills	Levy.	County Revenue.
Albany .....	\$3,935,888.89	\$23,024.95	6.75	\$26,467.23
Carbon .....	3,258,513.89	19,062.31	8.80	28,774.92
Converse .....	1,374,968.80	8,043.57	9.	12,374.70
Crook .....	1,532,963.00	8,967.83	10.	15,329.61
Fremont .....	1,836,703.00	10,744.71	12.	22,228.99
Johnson .....	1,510,129.15	8,834.26	11.50	17,366.68
Laramie .....	5,323,142.96	32,310.38	7.525	40,560.64
Natrona .....	782,178.06	4,575.74	17.	13,296.95
Sweetwater .....	3,368,898.43	19,708.06	7.90	26,614.29
Sheridan .....	1,797,084.00	10,512.94	14.	25,159.17
Uinta .....	3,244,792.02	18,982.03	10.	32,447.92
Weston .....	1,032,779.00	6,041.76	11.90	12,289.08
Totals .....	29,198,041.20	170,808.54		272,808.98

The total average levy of twenty-six mills on the dollar made in 1893, on an assessed valuation of \$32,356,801 produced a revenue of \$851,276.82. Of this amount \$45,000 was a special levy for the erection of public buildings. The law does not make it obligatory on the part of municipal officers to furnish the examiner any returns of municipal affairs, and I am therefore unable to give the amounts expended by the various cities in the state.

The total amount of bonds issued by the state has been \$320,000, of which amount \$230,000 was authorized by the Legislature in 1886 for public buildings bearing interest at six per cent., payable fifteen and thirty years respectively. In 1888 the Legislature made an additional appropriation of \$90,000 for public buildings. These later bonds sold at an average premium of twelve cents on the dollar.

The drift of legislation in many States during recent years has been in the direction of securing for the State an increased revenue from its corporations. Under territorial organization Wyoming was precluded from exercising many of the powers conferred upon a sovereign state. Its policy has been to secure a free influx of capital, and as a consequence, many corporations have enjoyed an immunity from the restriction placed upon capital in older States. There have been no commissions appointed to regulate railroad transportation; sleeping car companies have been assessed with other railroad property at a nominal rate while they have been entirely exempt from paying any license for the sale of spirituous liquors. The State Treasurer shows that there is a delinquent State tax due from the counties of the State of \$13,826.26, and asks that the Legislature devise some better method for the collection of this tax. A thorough revision of the revenue laws is recommended.

The financial affairs of the State have been well managed, and owing to the Constitutional restrictions placed upon the rate of taxation, most of the expenditures have been kept within reasonable limits. There is, however, urgent demand for a reduction of expenses in all departments of the public service, including State, county and municipal affairs. The great depreciation on all kinds of property, both real and personal, makes this demand of the people imperative. In 1893 the total assessed valuation of all kinds of property subject to taxation was \$32,356,801, and in 1894, \$29,198,841, showing a decrease in value in one year of over three million dollars. The assessed valuation of property for 1894, is divided as follows:

Railroads and telegraph .....	\$ 7,356,766.36
Farm lands and improvements .....	6,776,396.82
Town lots and improvements .....	5,454,838.33
Live stock—cattle .....	3,460,964.00
Live stock—horses and mules .....	1,586,473.00
Live stock—sheep, etc. ....	1,365,030.00
Merchandise and manufactures .....	1,346,066.00
All other property .....	1,851,506.69

Totals .....\$29,198,041.20

It is safe to estimate that the actual value of property in Wyoming will approximate \$100,000,000, or about three times its assessed valuation.

The Constitution provides that all property except as otherwise provided shall be uniformly assessed for taxation. Your attention is called to the necessity of carrying out this provision of the Constitution. Many of the States require that all property shall be assessed at its full valuation, and the merits of this system are deserving of your careful consideration. The Constitution further provides that the tax levy for State purposes shall not exceed four mills on the dollar, except for the support of State institutions, the payment of the State debt and interest thereon. For county revenue the tax is limited to twelve mills for all purposes and including the payment of public debt. An additional tax of two dollars is levied on all persons between twenty-one and fifty years of age for school purposes. All incorporated cities or towns are limited to eight mills tax on the dollar. The total revenue for State purposes for the year ending September 30th, 1895, is estimated at \$170,808.54, making the tax rate fifty-eight and one-half-cents on each \$100 valuation. In some instances several of the counties have overstepped the wise provisions of the Constitution; and it is in the administration of county and municipal affairs that the greatest expense has been incurred. The Constitution divides the counties into several classes, and the salaries of county officers are based upon the assessed valuation of each county. All fees are turned into the counties. When it is taken into consideration that the county officers should be thoroughly competent and fitted to perform the duties of their respective offices for the best interests of the counties, the salaries provided by law cannot in most instances be regarded as exorbitant or unreasonable. The observation is no doubt true that in the perfection of county government depends to a great extent the wise administration of State affairs. In a new community it is very important that efficient officers should be chosen to lay the foundation for the administration of public affairs.

#### OFFICIAL REPORTS.

The annual reports of the various State officers and ex-



officio boards will be found to contain very full and complete information respecting the condition of public affairs, besides valuable suggestions on legislation and recommendations as to the management of institutions under their supervision. It is proper that I should here testify to the very efficient and faithful service rendered to the State by the various heads of departments in the discharge of their official duties. Many important trusts have been performed by State officers as members of ex-officio boards, such as the State Board of Charities, State Land Commissioners, Capitol Commission and other boards, greatly reducing the cost in the administration of public affairs. In many instances State officers are capable of rendering valuable service to the State where the appointment of special commissioners to do the work involves a large and often unnecessary expenditure. The recommendation of the State Treasurer that all State officers be required to make biennial reports for the year ending September 30th, preceding the regular assembling of the Legislature, has my approval. This would cover the entire period for which appropriations are made, and furnish valuable and comprehensive data upon which to base legislation. The Treasurer also recommends that provision be made for publishing all reports as soon as issued. There is a constant demand on the part of investors for these reports, and in view of the favorable showing made by Wyoming in its affairs, the State officers of the State should be glad to comply with all such requests.

The law authorizes the printing of only a few copies of the reports of each State officer, and as a result many of the most valuable reports bearing upon the affairs of the State are not available for public use. I respectfully recommend that the reports of all departments of the State government, including those relating to the several State institutions, be printed in pamphlet form for the use of the Legislature and for distribution, and that the State reserve copies of each report to be substantially bound as a part of the journals of the House and Senate.

The Secretary of State reports that the number of instruments relating to corporations filed since the admission of Wyoming as a State on July 10th, 1890, has been 744. The number of corporations created under State laws during the same period was 347, of which 304 are for business and profit, and 43 of a religious, fraternal or educational character. The Secretary recommends an amendment to the corporation law providing for the payment of a fee proportionate to the capital amount of stock of corporations organized for gain. This would not only increase the revenues of the State, but be a restraint upon certain corporations that are

inclined to mislead the public by setting forth a fictitious capital in their articles of incorporation. The further recommendation is made that a fee of twenty five dollars be required of all foreign corporations hereafter permitted to do business in the State. The total amount of fees received by the Secretary for two years ending September 30th. 1894, amount to \$1,726.55.

#### UNIFORM ACCOUNTS.

There is no greater check upon extravagance than to make public all accounts relating to the administration of State affairs. Our Constitution provides for the appointment of a State Examiner, whose duty it is "to enforce a correct and as far as practicable uniform system of bookkeeping by State and county officers so as to afford a suitable check on their mutual action and insure a thorough supervision and safety of State and county funds." Your attention is called to the very valuable report of this officer which contains statistics relating to public accounts which can be derived all State and county officers, including public institutions, enforcing the adoption of a uniform system of accounts for his direction and until the State makes some provision for difficulty in compiling statistics on various subjects under keeping public accounts the Examiner has experienced great from no other source. Owing to the lack of uniformity in the Examiner cannot do justice to his position. A common method of keeping and verifying accounts throughout the State will tend more than anything else to prevent fraud, facilitate its detection and protect the fiscal agents of the public against unjust accusation and suspicion. Our State need not be without a guide in this direction, as Minnesota and North Dakota have greatly advanced in their system of uniform accounts. Under the laws of 1875 the Illinois State Board of Charities adopted a uniform system which has resulted in greatly reducing the expenses of all institutions under their charge. The Examiner has been unable to present statistics bearing upon several important subjects, including loan and trust companies, because the law does not make it compulsory on the part of such associations to fill out the blanks furnished by the Examiner. Corporations created by the State should be required to make truthful reports of their condition in order to prevent as far as possible the abuse of trusts confided to their care. I earnestly recommend that the law governing the State Examiner be amended by conferring upon this officer such additional powers as will render the office more useful and effective in its administration.

#### STATE BUILDINGS.

Wyoming has invested in buildings devoted to public, charitable and penal objects, \$546,567.

Buildings and Location.	Cost.
Capitol, Cheyenne .....	\$295,649.59
University, Laramie .....	80,753.95
Hospital for Insane, Evanston .....	66,667.66
Poor Farm, Lander .....	5,053.39
Deaf, Dumb and Blind Asylum, Cheyenne .....	7,919.30
Penitentiary, Rawlins .....	56,875.35
Penitentiary, Laramie .....	2,170.49
Fish Hatchery, Laramie .....	7,279.90
Wyoming Miners' Hospital, Rock Springs .....	24,267.58
Total .....	\$546,637.21

#### THE LARAMIE PENITENTIARY.

This prison was donated by the general government to Wyoming on its admission as a State. There has been at least \$100,000 expended on its construction. At the present time it probably represents an approximate value of \$75,000. The \$2,170.49 given above is the amount expended on the prison since that time for repairs. The penitentiary has a capacity for 150 convicts and is well adapted to the purpose.

The security of the convicts would be greater if there could be erected a suitable stone wall or fence about the prison grounds. The matter is referred to in the report of the State Board of Charities. The recent escape in the day time of two of the most dangerous criminals in that institution would seem to indicate a lack of proper discipline and watchfulness.

The total number of convicts maintained by Wyoming are 113. Seven are confined at the Illinois State penitentiary at Joliet, and 106 at the State Penitentiary at Laramie. Those at Joliet are kept there under contract made before Wyoming owned a state prison; but in the course of a few years their terms will have expired. The State Board of Charities entered into a contract in 1891 for fifteen years that all prisoners of the State should be kept in Wyoming penitentiaries at forty-five cents per diem, or fifty cents when the number is less than one hundred. Under this arrangement all convicts are sent to Laramie. The prison is reported to be well managed, the convicts being kept employed and furnished with wholesome food and proper clothing.

#### RAWLINS PENITENTIARY.

The location of a State Prison at Rawlins was made before the government penitentiary at Laramie was donated to the State; and it is now a question how the State can best utilize these two penitentiaries. The total amount expended on the Rawlins penitentiary has been \$56,875.35; but the prison is far from complete, and it will require additional appropriations to properly enclose the grounds and provide other necessary equipment in the way of machinery.

It will only be a short time before Wyoming will require a reform or industrial home for its juvenile delinquents. At the present time there is no place provided for such children in the State and it frequently happens that their only refuge is in the county jails. They are thus thrown in contact with the lowest elements of society, and it is the duty of the State to see that they are protected from these degrading associations. This suggestion is made in order to bring the matter to your attention and as a possible means of affording a solution to this problem.

#### INSANE.

The State Hospital for the Insane at Evanston, according to the report of the Superintendent for the year ending September 30th, 1894, had an average attendance of forty-five patients. The whole number under treatment was sixty-one, forty-seven men and fourteen women. Over sixty per cent are regarded as incurable. The number of recoveries reported during the past two years are twelve, and deaths, thirteen. There were remaining at the close of the fiscal year forty-five patients. The reports of the cost of maintaining the hospital furnishes sufficient data to indicate that it has been economically managed as compared with hospitals in other States, when it is taken into consideration that the hospital is comparatively new. The total expenditures for the hospital for the year ending September 30th, 1894, was \$10,812.06. The daily per capita cost of maintaining the patients was 66.28 cents, or \$242 annually for each patient. This is twenty per cent less than in 1892, when the per capita cost was 84.76 cents per diem. The hospital has accommodations for one hundred patients and as the average number increases there ought to be a material reduction in the per capita cost. Many of the expenses such as salaries, fuel and other items will require only to be slightly advanced by an increase of inmates. It would greatly facilitate the work of the Legislative Assembly if the State Board of Charities would present detailed estimates for appropriations; similar to those prepared by the Illinois State Board of Charities, giving separately the amounts required for salaries, wages, food, clothing, fuel and other items. This would afford the data for making careful comparison with other institutions, and bringing about a uniform system of accounts which is very desirable in the conduct of all the public institutions of the State. There has been received for the care of private patients \$548.25; but the law makes no provision for the use of this fund. The Board recommend that an act be passed transferring all such receipts to what is known as the "fund for the insane." A similar recommendation is made as to the fund derived for the care of United

States convicts. The attention of your honorable body is called to the urgent need of more comprehensive legislation on the general subject of providing for the insane. Our laws on this subject are very meagre, both as to the manner of commitment and the proper rules for the administration of the hospital. The law should define more clearly the duties of the Superintendent and his assistants, besides fixing the salaries of the more important officers of the hospital.

#### THE STATE CAPITOL BUILDING.

The Capitol Commission composed of the Engineer, Treasurer and Auditor of the State have made a report for the two years ending September 30th, 1894. During that time they have expended in maintaining the building, in the construction of sidewalks and other permanent improvements about the Capitol \$12,665.35. There remains in the Capitol building fund an unappropriated balance of \$4,721.07. This balance, according to the Treasurer's report, represents an excess of the amount authorized by law for the completion of the Capitol building levied under special tax and collected in 1888 and 1889. The Treasurer recommends that this fund together with any further amount which may be collected of said tax, should be appropriated to the use of the Capitol Commission for the improvements of the Capitol. The Commissioners suggest that this amount with the usual levy made for maintaining the Capitol will be ample to complete the sidewalks around the Capitol square and make some interior improvements in the way of chandeliers for lighting the Legislative halls and other portions of the building. The necessity is referred to of building a suitable iron fence or stone coping around the grounds of the Capitol, to replace the unsightly barbed wire fence that is in use at the present time. The present system of heating the building is regarded as unsatisfactory, besides being very expensive, and it is recommended that a more economical method of heating be adopted. With these improvements the Capitol would be practically finished.

#### FISH HATCHERY.

The appropriation of \$7,400 made by the last Legislative Assembly has enabled the Fish Commissioner during the past two years to successfully conduct the operations of the hatchery besides enlarging the buildings and doubling its capacity for usefulness. Over one million fish have been distributed during this period throughout the streams and lakes of this State, and taking into consideration what has been done in previous years, the result has been most gratifying. Many of the depleted or barren streams are now full of fish, which greatly adds to the attractions of Wyoming as a resort for tourists besides contributing largely to the pleasure and

profit of our own people. The railroad companies appreciate these advantages and are doing much to advertise Wyoming as a great resort for fishing and hunting. From an economic standpoint the maintenance of the State Fish Hatchery needs no argument. If, as an eminent authority has said, "one acre of water properly stocked with fish will supply as much food as 160 acres of land," then there is every reason why this industry should receive liberal encouragement. The Commissioner recommends that our fish and game laws should be made to conform with those of adjoining States, as by this means the detection and prosecution of all violations of law would be materially aided. It is also recommended that a branch hatchery be established at or near Sheridan, furnishing to Northern Wyoming the same advantages that are now given to the Southern portion of the State.

#### THE POOR FARM.

The maintenance of the State Poor Farm in Fremont county has been found impracticable. There is no permanent class of paupers in Wyoming, and it has been more economical for the counties to afford temporary relief by returning them to their friends in other States, or to relieve their immediate necessities by contributions rather than establish poor houses for their permanent maintenance. At present the County Hospital at Cheyenne and several other private hospitals are the only places where the poor are cared for at the expense of the counties.

#### UNIVERSITY.

The University of Wyoming at Laramie, provides a liberal education free to the youth of both sexes. It has been in successful operation seven years. Besides receiving liberal appropriations from the State, its agricultural department has enjoyed the income donated by the general government to the agricultural college. This has aggregated \$105,000 in six years. The amount expended from this fund has been \$86,796.16, leaving a balance on hand November 1st, 1894 of \$18,213.84. The total amount contributed by the State last year on a levy of one-eighth of a mill was only \$3,797.08, showing a reduction in one year of one thousand dollars owing to the decrease in valuation of taxable property. The President of the University states that the amount is not sufficient to meet the bills which the state must pay in order to retain the federal appropriations; that it will require an income tax of one fourth of a mill to maintain the University on its present basis. Special attention is called to the expenditures of 1893, which amounted to \$25,260.29. Of this amount \$15,000 was expended in erecting and equipping with machinery the



building of mechanical arts. The statement is made that the amount expended during four years on the various experimental farms of the State has been \$33,932.22, divided as follows: Laramie, \$6,782.22; Lander, \$7,050; Saratoga, \$4,600; Sheridan, \$7,000; Sundance, \$6,650; and Wheatland, \$6,850. In addition to this there was spent \$25,561.45 for salaries of scientific workers, apparatus, printing materials, and various incidental expenses connected with equipment and station work authorized by the Hatch act of Congress, making the total expenditure for four years \$64,493. The conclusion is drawn by the President "That the University has been quite liberal in the expenditure of the experiment station fund, and that the maintenance of the scientific workers of the station, as well as facilities for work, can be done more cheaply at the University than any other place in the State."

#### THE AGRICULTURAL COLLEGE.

At the general election held in November, 1892, Lander was selected as the place at or near which the State Agricultural College should be located. Before the sums granted for the support of such a college by the acts of congress can be made available it will be necessary for the State to provide suitable land and buildings. An appropriation for this purpose will doubtless be asked for. The inauguration of this educational institution presents one of the most important questions that will come before the Legislature, and one which may be perplexing. In its consideration I trust that you will be guided by a spirit of fairness and equity, giving due consideration to the best interests of the State.

#### MINERS' HOSPITAL.

The Second Legislative Assembly in January, 1891, passed an act providing for the establishment of a hospital for miners who shall become disabled or incapacitated to labor in the mines of the State. By a vote of the people this hospital was located at Rock Springs, and in 1893 the Legislature authorized a levy of \$25,000 for the erection of a suitable building at that place. The hospital was formally opened Oct. 1st, 1894, and is now under the care of a resident medical superintendent and five assistants. The total amount expended for the hospital is reported by the Examiner as \$24,267.58. It is estimated that it will require about \$10,900 to complete the building and for two years' maintenance, \$15,900, from which is to be deducted the estimate earnings of the hospital, \$6,088.56, leaving the balance to be appropriated for maintenance \$8,911.44. The hospital is now occupied to its utmost capacity, and the trustees urge that the wings and other portions of the building be completed at as early a day as practicable. A levy of one quarter of a mill, equivalent to \$7,000 was

made and has been levied for the maintenance of the hospital for the year 1894. A donation of 30,000 acres of land has also been made to this institution. It is expected that the hospital when in full operation will be partly self-sustaining. A schedule has been prepared which provides that all coal miners shall pay 6.00 per week, and other persons \$10.00 per week for their care and treatment, except in cases where the patient shall be adjudged a subject of charity.

#### THE DEAF, DUMB AND BLIND.

Many of the States do not maintain institutions for the education of the deaf, dumb and blind but find it more satisfactory to send these unfortunate children to some old established school where advantages are sure to be far superior to those of any new institution. The reason is obvious. It is very difficult to secure skilled teachers in these departments, and the equipments of such institutions are very expensive, embracing as they do many branches in the arts and trades. Wyoming maintains two pupils at the Colorado school for the deaf, dumb and blind at an annual expenes of \$250 per capita for nine months' schooling, the annual charge being \$300.

It is estimated that there are between twenty-five and thirty of these two classes in Wyoming who are entitled to the bounty of the State, but who are growing up in ignorance on account of the failure of parents or guardians to take advantage of the statutory provision for their maintenance and education. The census of 1890 reports in Wyoming the number of deaf and dumb as 16 and the number of blind as 7.

#### JUVENILE DELINQUENTS.

There are few children at the present time who are cared for by the State. In the case of juvenile delinquents they are sent to the State Industrial School at Golden, Colo., where they are maintained at a cost of \$3.60 per week. This is an excellent institution and affords not only the opportunity for securing a practical education but inculcates habits of industry by manual training. At the present time Wyoming maintains five boys at this reform school. The Board of Charities recommend the continuance of the present arrangement. Two girls are under the care of the Good Shepherd Industrial School at Denver, Colo., at a per capita cost of \$3.50 per week.

#### HOME FOR SOLDIERS.

The policy of the general government in establishing national homes for the honorably discharged Union soldiers, sailors and marines who served during the civil war, has, to a great extent, been abandoned, and many of the States have

during recent years located homes within their own boundaries. Under an act of Congress approved August 27th, 1888, it is provided "that all States or Territories which have established, or which shall hereafter establish State homes for disabled soldiers or sailors of the United States who serve in the war of the rebellion, or any previous war, who are disabled by age, disease or otherwise, and by reason of such disability are unable to earn a living, provided such disability was not incurred in service against the United States, shall be paid for every such disabled soldier or sailor who may be admitted and cared for in such home at the rate of one hundred dollars per annum." An appropriation of \$25,000 for a soldier's home has been made by the State of Idaho, to be obtained from the sale of the public lands given to the State by the Government for charitable purposes, instead of being taken directly out of the general revenue fund, the amount appropriated being loaned to the institution by the State, which takes a lien on the land in question for the amount advanced by the State. Besides the Union Soldiers are included members of the State National Guard, disabled while on duty, and for veterans of the Mexican war, all of whom must be bona fide residents of the State. In establishing such an institution it is desirable that a central location should be selected where the inmates can enjoy some of the advantages afforded by a large town. They are not supposed to be under the same strict surveillance as the inmates of other institutions. In view of the fact that the institution for the deaf, dumb and blind at Cheyenne is not in operation, I would suggest that it be occupied for this purpose, if the Legislature should deem it wise to establish such a home.

#### STATE LIBRARY.

The State Library contains about 15,000 volumes, exclusive of the public laws and documents of the State. Appropriations have been made from time to time for the purchase of valuable law books, and as the library is now constituted it may be said to be strictly a law library. The librarian reports that a large number of volumes are without shelf room and asks an appropriation for this purpose; also a small allowance for publishing a catalogue of the library.

#### REVISION OF THE LAWS.

In 1887 the Revised Statutes of Wyoming were adopted, the Legislature having provided for a thorough revision of the laws. Since that time the admission of Wyoming as a State and the adoption of a new Constitution, has wrought many changes in the Statutes. It is found very difficult in many cases to find out what the law is on a given subject. Owing to the limited number printed of the Statutes of

1888 and 1890, the editions have become exhausted and it will be necessary to reprint these laws. I recommend such a revision of the Statutes as will make them conform with the State Constitution and reconcile conflicting sections. When complete, the laws should be bound in a single, well arranged volume.

#### INSURANCE.

The report of the Auditor as ex-officio Insurance Commissioner, shows that \$6,000,000 of life insurance is carried by citizens of the State upon which an annual premium of \$133,000 is paid, while \$3,000,000 are carried in the assessment companies. The forty-seven fire insurance companies represented in Wyoming wrote insurance in 1893 to the amount of \$6,500,000, upon which \$128,000 were paid as premiums. Losses amounting to \$72,632, were incurred and losses to the amount of \$59,000 were paid. Fees were paid to the State by insurance companies for the fiscal years 1893-1894, amounting to \$3,995. The Insurance Commissioner recommends that assessment life and accident insurance companies be required to deposit United States, State or municipal bonds for the security of policy holders. I respectfully recommend that the laws governing insurance corporations be so amended as to allow insurance companies to be organized in this State with a paid up capital of \$100,000, and that foreign companies with a paid up capital of \$200,000 be admitted to the State upon complying with the other existing laws. I further recommend that it be made unlawful for insurance companies doing business in Wyoming to enter into any compact to govern or control insurance rates.

A bill was submitted to the last Legislature in accordance with the recommendations of the Auditor, requiring that all foreign building associations doing business in the State be required to deposit Federal, State or municipal bonds in the sum of ten thousand dollars as a security to shareholders in such associations. The bill passed both houses but failed to become a law. I now recommend it to your favorable consideration.

#### LIVE STOCK COMMISSIONERS.

The live stock industry represents more than one-quarter of the entire wealth of the State, and in its early history overshadowed all other business enterprises. The greater portion of Wyoming is adapted to grazing, and stock raising will always hold an important place among the industries of the State. The Commissioners report that owing to the failure to secure the \$12,000 appropriated by the last Legislature for live stock protection the Wyoming Stockgrower's Association were compelled to contribute the necessary funds for this pur-

pose; but that hundreds of stockmen in the State did not receive protection on account of a failure to pay the pro-rata assessment required by the association. Live stock of all kinds during the past year are reported as having been free from disease. A careful inspection has been made of all cattle shipped into the State. The Commissioners recommend that the stock laws be amended by inflicting certain penalties for violations of the law, and that an act be passed requiring the State registration of all brands.

#### THE WORLD'S FAIR EXHIBIT.

The appropriation of \$30,000 made by the First State Legislature enabled our commissioners to make a very creditable display of Wyoming's mineral and agricultural resources in 1893 at the World's Columbian Exposition. Wyoming's exhibit of coal, iron, petroleum, soda and ores of precious metals in the mineral department were of sufficient magnitude to attract the highest commendation of eminent authorities on these subjects. Reference is made to several of their reports under the head of mining. While there has been no first awards made on any of the exhibits at the exposition, the judges concede that Wyoming was entitled to the first award of any State or nation on wheat, having the greatest number of points in its favor on this production. The commissioners exerted their utmost efforts to secure a fine collection and deserve high praise for the manner in which they exercised their trust. The exhibit was returned to Wyoming, but it is to be regretted that suitable rooms have not been provided in the Capitol building where this valuable collection can be kept intact, and additions made to it from time to time. Under no circumstances should these valuable specimens be stored away or allowed to be scattered and destroyed by fire as was the case with the exhibit made at New Orleans a few years ago. I recommend that a commission of State officers be appointed to see that the present valuable collection is properly looked after. Governor Warren in his message to the First State Legislature made a recommendation for the establishment of a museum, in which I heartily concur. Among other things he said: "Attention has been frequently called to the wonderful natural and mineral productions of Wyoming, and to the great value that a collection of specimens would possess both from a scientific and economical standpoint if gathered together in a museum. No part of the world has furnished such a vast number of fossils as the Rocky Mountains, but unfortunately in order to see these collections one has to go to the National Museum at Washington, or visit New York, Philadelphia, Yale or Princeton. These fossil riches have made Wyoming for years the collecting ground for Eastern geologists and scientists of the nation. A collection of such a na-

ture would make an exhibit in which every citizen would take a just pride, and should the museum also be made to represent our mineral deposits and agricultural interests, it would prove of great practical benefit. Such a collection would be the means of attracting population and capital to Wyoming besides affording a valuable education to our people and elevating the taste and culture of the entire community."

#### MINING.

The mineral resources of Wyoming are perhaps second to no other Western State, but with the exception of coal they can hardly be said to have been developed. The total production of coal in short tons during the past year was 2,202,000 tons, having a market value of over \$3,060,978. The output of coal in short tons is given in the counties as follows: Sweetwater, 1,287,704; Carbon, 323,408; Weston, 331,360; Uinta, 145,213; Sheridan, 31,850; Converse, 32,900. The production of coke in Cambria, Weston county, was 4,025 tons.

The coal area of the State exceeds 30,000 square miles, and is sufficient to supply a continent with fuel. The office of State Inspector of Coal Mines is an important one, and your attention is called to his valuable report for 1894. He reports 3,458 miners as employed in the coal mines of the State last year and if we are to judge by the few differences that have taken place between the miners and their employers, their relations must be very satisfactory. The number of fatal accidents reported during the year is thirteen. The mining laws as to proper ventilation and drainage have been complied with and the general condition of the mines throughout the State is reported to be good, and a disposition on the part of the companies not to evade the law. The Inspector calls attention to the insufficient protection afforded in the smaller mines of the State and the necessity of bringing such mines under the laws and regulations governing the larger mines.

The development of the gold and silver mines of the State has been stimulated during the past year by the investment of capital and the production of precious metals will no doubt be largely increased in the future. Contracts have been entered into for the shipment of large quantities of iron ore outside the State from the immense deposits found in the Hartville and Rawlins iron mining districts. It is only a question of time when these valuable ores will be utilized within the State by the erection of blast furnaces for smelting the product of the mines. The soda deposits of Wyoming are among the most wonderful of its natural productions and at the present time are being utilized in several portions of the State. The Chemical works at Laramie are producing large

quantities of soda for the market, and extensive works now under construction in Central Wyoming will soon be in operation for the treatment of native soda for Natrona county. In a report made by Hon. J. D. Weeks, one of the judges and experts of the World's Columbian Exposition, on the exhibit of double strength window glass rollers and the materials, the sand, lime and sulphate of soda or salt cake, from which the glass is made, he makes the following remarkable statement: "Wyoming is the only place in the United States where glass is made, all the materials of which, including the soda, are natural products produced in the immediate vicinity of the works." He also pays high tribute to the purity and character of the glass made at Laramie.

The same judge in speaking of the crude petroleum exhibit says: "These oils are exceedingly interesting as indicating the wide range of territory, nearly two-thirds of the State, in which oils may be found. The oils are natural lubricators and also fuel oils." High praise is given to the various grades of coal produced in different portions of the State for its excellence for steam, gas and domestic purposes. Speaking of the coke produced by the Cambria Mining company, John A. Proctor, one of the experts and judges at Chicago, says: "Coke has been made of fair quality and it is believed by washing and disintegrating that a coke suitable for the metallurgical requirements of the Black Hill district can be produced." The ton of tin ore from Nigger Hill mining district assaying over 60 per cent metallic tin, received favorable commendation, as also did the sandstone, granite, marble, onyx and many other varieties of building and ornamental stone on exhibition.

#### YELLOWSTONE NATIONAL PARK.

The scenic beauties of the National Park are of interest to all the world and add greatly to the fame of Wyoming. Thousands of people are annually attracted to this wonderland, but very few tourists enter the park except from the north or west sides bordering on Montana or Idaho. Wyoming derives no material benefit whatever from having the grandest park on earth within her borders, because means are provided for visiting it from this State. The attention of Congress and our members thereof should be called to the advisability of constructing a wagon road from the head waters of the Wind River in Fremont county, to the park. Such a road would also assist in developing the Jackson's Lake and Teton country, a region scarcely less wonderful than the park itself, in addition to possessing great mineral and agricultural resources.

#### THE BIG HORN HOT SPRINGS.

Upon the east bank of the Big Horn river, in the north-

east corner of the Shoshone Indian Reservation, are situated the Big Horn Hot Springs, which have medicinal qualities second to no other springs in the United States. Ten years ago these springs were known only to the range rider and hunter as natural curiosities. Some health-seeking invalid tested their medicinal virtues and was healed. Since that day the fame of these springs has increased. Without any conveniences for sick or well, without a single place of public entertainment, without a habitable home within several miles, there was an average attendance of more than 100 people daily at these springs for five months of the last year. No patient failed of being materially benefitted and many wonderful cures were effected. With proper accommodations for visitors and a small outlay for improvements, these springs would soon attain a world-wide reputation, and prove of great benefit to the State in addition to being a boon to suffering humanity. As the springs are situated upon an Indian reservation no improvements can be made upon them and they can only be visited through the courtesy of the Indian agent. No use has been made of them by the Indians. I recommend that the Legislature, by memorial or otherwise, invite the attention of Congress and especially our own members thereof, to the advisability of having the Indian title extinguished to the small portion of the reservation containing these springs, and that such legislation be enacted as will secure them to the people forever with as few restrictions and as little expense as possible.

#### FOREST RESERVATIONS.

Under a recent act of Congress the President is authorized to set apart and reserve by proclamation in any State, parts of the public domain covered with timber or undergrowth as permanent reservations. This policy, if systematically pursued, will be of incalculable benefit to the arid States. It is a proper subject for memorial to Congress asking that the headwaters of every important stream in the State and under National control be set aside as a forest reserve. The State can also greatly aid in the preservation of the forests by authorizing an ex-officio board of State officers to look after this important interest.

#### GAME PROTECTION.

It is elsewhere suggested that our game and fish laws should be amended, but it is not possible to prevent the wanton destruction of large game by Indians by the enactment of a statute unless special provision is made for its enforcement. There is no exaggeration in the statement that more large game is killed by Indians in Wyoming for the hide alone every year than is killed by our citizens for food purposes. The Indians committing these violations of law mostly come



from other States, notably from Idaho. Their depredations are not always confined to wild game, but cattle are frequently killed. When a remonstrance has been sent to the agent his reply has been to arrest the Indians if they violated the law. As the offences are committed remote from the settlements it has been found impracticable to do this. I believe these depredations could be stopped if authority were given the governor to appoint two game inspectors to act under his instructions with power to make arrests for violation of the game laws; at a salary of fifty dollars per month, for not to exceed six months in each year.

#### INDIANS.

The total number of Indians in the State will approximate 2,000, composed of 1,100 Shoshones and 900 Arapahoes. They are quartered on the Shoshone Indian Reservation, a tract of land in Fremont county, comprising more than two million acres. The buffalo and large game that once abounded in this locality have almost entirely disappeared and there no longer exists the same reason why this large area of country should be maintained for the occupancy of a few Indians. It is true that the Indians have the sole right to this reservation, but if an amicable arrangement could be made whereby the Indians would accept lands in severality, and a reasonable compensation for the greater part of the reservation, these lands would be restored to the public domain and greatly aid in the material development of the State. It is only a question of time when the tribal relations which exists among the Indians will be broken, and the sooner it is brought about the more rapid will be their advancement in civilization. It is therefore proper that the Legislature memorialize Congress to bring about a speedy selection of Indian lands by the individual members of the tribes and a restoration of the greater part of the reservation to the public domain.

#### THE STATE MILITIA.

The report of the Adjutant General shows that the Wyoming National Guard consists of one regiment of ten companies, Col. Frank M. Foote commanding with headquarters at Evanston. The command consists of nine companies of infantry and one two-gun battery. The total comparative strength of the regiment is given as being 445 men as follows:

Commander in chief and staff .....	10
Regimental commander and staff .....	9
Company officers .....	30
Enlisted men .....	396

There is also a regimental band containing sixteen members which is located at Rawlins. A liberal appropriation is asked for, sufficient to provide in addition to other necessary

expenses, for an annual encampment, where the entire command can come together for better instruction in their military duties. The War Department has detailed First Lieut. Robert F. Ames of the Eighth infantry for duty pertaining to the National Guard of Wyoming. Lieut. Ames reported to Governor Osborne in person, from whom he received a commission as Instructor to the State forces with the rank of Colonel. This appointment is made in conformity to the United States Statutes. The general government takes sufficient interest in the National Guard to supply the State with a regular army officer without any expense for salary or equipment. In order, however, that the State may receive full benefit of the valuable services of this officer, an appropriation for his contingent expenses should be made, sufficient to enable him to visit all the companies of the State, that they may receive the benefit of his knowledge and experience in military affairs. The Adjutant General makes a full report of all property of the State in the possession of the National Guard. A copy of a set of rules and regulations for the Wyoming National Guard are attached to the report. I fully endorse the recommendation that the laws governing the National Guard be revised and extended with a view to increasing their efficiency, and in so doing the rules referred to might be given the sanction of the law.

The National Guard of Wyoming is composed of young, energetic men, imbued with a martial spirit, who contribute much time and labor to the perfection of the organization. While a due regard for the financial interests of the State will not allow large appropriations for any purpose except demanded by necessity, I trust that the Legislature will treat this important adjunct to the executive power of the State, with liberality and consideration.

#### COMMON SCHOOLS.

The Superintendent of Public Instruction in his report for the two years ending September 30th, 1894, gives the total number of enrolled pupils during the past year as 10,310, and the amount expended for conducting the schools for the same period as \$215,479.61. In 1893 there were enrolled 9,933 pupils and 424 teachers, making the average attendance in each school room about twenty-four pupils. There was expended for school buildings at the close of 1893 a total of \$380,073.86, on which there is a bonded indebtedness of \$192,707.58. The Superintendent directs the attention of the Legislature to the necessity of more comprehensive laws on the subject of education. He renews the recommendation made in his last annual report that the State provide free text books for the use of all common schools, on the

ground that the schools are more successfully conducted under such a system. Many states have recently adopted a system of purchasing all text books under state contracts, by which a saving of from 25 to 40 per cent is made on the first cost. It has been estimated that a working man with a large family having to pay from \$3 to \$5 per annum for books for each child will be induced to remove the child from the school at an earlier age than he would if the books were furnished by the town or district. The Legislature will be asked to make some provision for the distribution of the \$24,602.63, the accumulated rent of lands set apart for the common schools. It is suggested that this income in whole or in part could be appropriated for the introduction of free text books. The opportunities for acquiring mechanical training in the State are very limited, and the law authorizing school boards in the larger towns to establish classes for manual training would be productive of good results. The subject of military drill in the public schools throughout the United States is a matter that is receiving the most earnest consideration, particularly from members of the Grand Army of the Republic and the boards of education of the most prominent cities of the country. I have received an invitation to be present at a meeting to be held in New York upon January 25, of the Governors and ex-Governors of all the states to consider the question as one of National importance. The Governors of many of the larger states have signified their intention to be present. Ex-President Harrison in advocating the proposed plan, wrote as follows: "The flag now generally floats above the school house; and what more appropriate than that boys should be instructed in the defense of it? \* \* \* What the man and citizen ought to know in order to the full discharge of his duty to his country, should be imparted to the boy. Nothing will so much aid to enlarge our State militia, as to give it efficiency and character, as the plan proposed. The military taste and training acquired in the school will carry our best young men into the militia organizations, reliable conservators of public order, and ready and competent defenders of the National honor."

I believe this movement will be as heartily endorsed by the people as was the idea of having a flag over every school house, and I suggest that in enacting school legislation, it be given due consideration.

#### STATE LANDS.

The aggregate amount of land granted by the General Government to Wyoming under various acts is over four million acres divided as follows: Common schools, 3,372,800; university, 56,080; agricultural college, 90,000; various public

buildings, charitable and penal institutions, 500,000. In addition to which is 1,000,000,000 acres tendered to the people of the State under the arid land law upon condition that it shall be irrigated and reclaimed. The value of these lands to the State can hardly be estimated. A high order of statesmanship is demanded in framing laws for their control and disposition and business ability and fidelity to the trust imposed is required in their execution. By constitutional provision the Governor, Secretary of State and Superintendent of Public Instruction constitute a Board of Land Commissioners who have the direction, control, disposition and care of all State lands, and under such regulations as may be provided by law. By Legislative enactment, the Board of Control, which consists of the State Engineer, and the four Water Superintendents, were constituted a special commission to select and locate all lands granted to the State. The report of the State Engineer covers the action of this special commission in this connection. The State Land Board have made a very full and comprehensive report through the Superintendent of Public Instruction, who is Register of this Board. Both the State Land Board and the special commission recommend discontinuing the leasing of State lands. Both these Boards also assert that four years' experience has convinced them that the restrictions placed upon the sale of State lands, in fixing the minimum price at \$10 per acre is detrimental to the best interests of the State. It virtually prohibits the sale of any land. Of the 532,000 acres granted to the State by the admission act, only 749 acres have been sold. As both the Boards interested in the management of the State lands advise against leasing them, it is only left to sell them. Both Boards also declare that the \$10 per acre limitation prohibits the sale and embarrasses the Boards in the selection of lands. The Land Board recommends that the proper steps be taken to have the \$10 per acre restriction removed by act of Congress and that our Constitution be amended in the same particular, with a view to selling the land to actual settlers, in which recommendation I heartily concur. The State Land Board recommends that some immediate provision should be made to separate the Land Office from the Superintendent's Office, and that the office of Register of the State Board of Land Commissioners, with the duties now prescribed for that officer, cannot be merged as heretofore with any other of the State offices.

#### STATE ENGINEER.

The report of the State Engineer shows in detail and with great clearness the vast amount of work that has been accomplished in this department. The report is so voluminous and of such importance that it is almost impossible to summarize it and lay before you its most important features.

Wyoming is fortunate in having the most elaborate and effective statutes relating to State control and use of water of any of the arid States or Territories. Other States similarly situated have found it impossible to improve upon our irrigation laws to any great extent, but have quite generally adopted them in their main features if not in their exact form. The people of the arid region are watching Wyoming with the hope and belief that as we have given to them irrigation laws which they have accepted as a model, we will interpret and administer those laws in such a manner that they can safely continue to follow our lead. This is not only a gratification to our pride, but will prove a great aid to our material prosperity. One of the most important features of our irrigation laws is that wherein judicial powers are conferred upon the Board of Control, who are charged with the administration of these laws. Acting in a judicial capacity, this board has held that no right to the water of our streams exists except the right of use; that this right is restricted not only to the use by which acquired, but to the place where acquired, and that it cannot be separated therefrom. That to recognize the right to sell water is to recognize a property right in water not contemplated by the laws of this State, and that its recognition would work great injury to the material interests of the State. In every instance where this question has come before the Board of Control, in the acquirement or transfer of water rights, this decision has been adhered to. In the absence of judicial determination, the ruling of the board governs, and up to the present time no appeal to the courts has been made. In taking this advanced position upon this very important question, I believe that Wyoming is blazing a trail that will be followed by other States and Territories of the arid region. Your attention is especially invited to that portion of the report of the Engineer which is devoted to lucid statement and able discussion of this subject. I am in full sympathy with the conclusion therein reached and if they meet the approval of your honorable body, I trust that you will give them such endorsement as may seem to you most fitting.

The Engineer devotes considerable space to a statement relative to the amount of unused land and wasted water of the State. Even to one well acquainted with our immense possibilities of irrigation and reclamation of desert land, the showing made is surprising. As the problem of how best to utilize our arid lands is one of the most engrossing subjects that will come before you, the presentation of facts here made by the Engineer will prove of especial value. It is shown just where our great water resources are situated and the amount and character of the land upon which they can be

profitably used. The fact that there has not been the agricultural growth of the State during the past two years that we had reason to expect, and the further fact that not less than one million dollars per year are sent out of Wyoming never to return in payment for farm products that should be grown at home, taken in connection with this vast wealth of land and water lying idle, side by side, awaiting only the magic touch of labor and capital, intelligently combined, to be coined into wealth, places our agricultural resources before us as of more importance than any other interest within the State. What we need is more farmers. To get them we ourselves must take the preliminary steps toward providing them with homes and the facilities for earning a livelihood. In this connection I cannot do better than to quote the following from Engineer Mead's report: "If we are to make any use of our great rivers we must have the aid of outside capital in building canals to divert them. If we are to have lands which border them occupied we must make it possible for settlers to cultivate them. Both the capital to build the canals and the settlers to reclaim the land must be attracted from outside our borders. Present land laws do neither. There is no necessity of arguing this statement; the experience of this State for the past five years is conclusive. There ought to be a change, the opportunities of this State ought no longer to be neglected. Its people ought to be more mindful of the future than to sit passive and see the water of our streams secured by prior appropriators below us. In framing laws the following facts ought to be considered:

1st.—There is no danger of water monopoly in this State if the present water laws are kept in force. Appropriations go, not to individuals, but to the land reclaimed and are limited in volume by the land reclaimed.

2nd.—If the building of the canals and reclamation of the land is insisted upon as a prior condition to securing title thereto, there is no danger of land monopoly for the simple but conclusive reason that land grabbing in this State, which involved the reclaiming of land has not paid in the past and will be less profitable in the future.

3rd.—There is only one way in which land can be reclaimed and cultivated with profit to this State. It must be owned in small tracts by the farmer who reclaims it. The low price of farm products and the high price of labor have made and will make the ownership of large bodies of irrigable land unprofitable.

4th.—The success of small farmers depends in turn upon ditches properly located, cheaply and substantially built. This can be most certainly secured through ample capital, competent engineering supervision and the use of the best ap-

pliances. It cannot be accomplished by farmers working without means, using inferior tools and without the aid of engineering experience and advice.

5th.—The rapidity and cheapness of canal building will depend upon the security afforded for the money invested in their construction. There is no security whatever for money invested in canals to water public land under the present land laws. Those who desire to use water can compel companies to furnish it at prices arbitrarily fixed and which may have no relation to the cost of the service. The result is we are not building canals and if we were there would either be a confiscation of the investment or industrious settlers would have to pay for the risks taken.

6th.—The haphazard location of ditches, the diversion and use of public water through ditches built without a semblance of supervision of plans ought to cease. In permitting this we are delaying the use of our resources, preventing their best use for all time and creating conflicts which will prove a serious evil in the future.

#### WHAT SHOULD BE DONE.

7th.—The location of ditches ought to be in accordance with a prearranged plan. The plans of all large works ought to be subject to State supervision and State approval. The price of water rights ought to be fixed by prior contract with the State. They should be based upon the cost of the work, and in justice to both settler and ditch builder, no arbitrary or extreme departure from this price should be permitted.

8th.—Land to be reclaimed ought to be reserved for actual settlers and users of water. The opportunity to acquire title to such land should be conditioned on the securing of a water-right for the land.

This is a measure required for the protection of both ditch builder and the actual home-seeker.

9th.—No canal should be constructed which contemplates furnishing water for hire. Experience has shown that such canals are prolific of controversies and that water is supplied at less cost to users when the farmers below a canal own and operate it. There is a further reason for this.

In this State the water appropriated goes with the land; if the canal also goes with the land it obviates the creation of carrier rights as distinct from user rights.

10th.—Provisions similar to these have been incorporated in the water laws of the foremost irrigation States of the Old World. As an enlightened self-governing State, we ought no longer disregard the teaching of their experience."

These suggestions and recommendations will be found of value in the consideration of the donation to the State by the General Government of one million acres of land under the

Carey Arid Land Law. It is my conviction that this donation should be accepted by the State without hesitation, and a law framed for the reclamation and control of the land which it grants, that will insure the result contemplated in the act.

The opposition to the acceptance of this grant has, ostensibly, been based upon a fear that, if accepted, the State would be compelled to assume large financial obligations; also, that in some way, not specifically stated, the restrictions of the act as to individual ownership in small tracts by actual settlers would be evaded.

A fear is also expressed of capital and corporations coming in and taking whatever of good there may be in the measure.

In the law itself every precaution is taken to insure the actual reclamation of the land, to place it in small tracts in the possession of actual settlers, and in addition to this, the leasing of any portion of this grant is prohibited.

Our Constitution prohibits the creation of any debt in excess of the taxes for the current year, unless the same is ordered by a majority vote of the people. Neither can the State loan its credit to any individual, association or corporation.

In addition to these safeguards is the fact that the Legislature must first accept this grant and then frame the necessary laws for the reclamation of the land.

Whether or not the State is to be benefitted by this generous act of Congress will depend entirely upon the wisdom and sagacity of your action.

Frame a statute which will give sufficient security to capital to warrant its investment in the construction of irrigating canals, while it insures to the settler an abundance of water at reasonable rates and easy payments with a certainty of eventually owning the water by as good title as he will have to the land. Make a law that will protect the settler in all his interests and enable him to secure a home for himself and his family, and that will also protect the canal builder in his investment and allow him a reasonable profit: do this and you will attract capital for investment, without the State assuming any obligations. Settlers will flock to Wyoming, already the best and most favorably known of the arid States; our waste water and unused land will be brought together and from them wealth will flow into the coffers of the State. We will no longer be forced to pay tribute to our adjoining States for the necessities of life, and Wyoming will enter upon a new era of growth and prosperity.

While it is probably true that the reclamation and occupancy of our irrigable lands offers the largest field for an increase of our population and the advancement of our material



interests, the value of the lands adapted only to grazing purposes should not be lost sight of.

Much of the prosperity of Wyoming and a large proportion of its wealth has come from the stock growing industry. While the utilization of irrigable land for cultivation will somewhat restrict the open range, the experience of older States will undoubtedly be repeated here, and cattle and other live stock will again become one of our chief sources of wealth. There are large areas of land that are only valuable for grazing purposes. Some estimate of the growing value of this kind of land may be formed from the report of the State Land Board, which shows the income received by the State from the rental of State land for grazing purposes. It would seem to be the course of wisdom to unite the cultivation of the soil with the raising of stock and to that end a change of the land laws would be advisable, by which irrigable and grazing lands could be united in a homestead.

The recommendations of the Engineer are few and to the point:

1st.—That the law provide a fee of \$2 for the examination, recording and filing of plats of "Applications for permits to appropriate water."

2nd. That Sec. 23 of the Water Laws be amended so that the Superintendent may fix the time of hearing contests; that notice of contest must be given within fifteen days after the opening of proof for inspection; that provision be made for the compulsory attendance of witnesses in contest cases and their payment for such attendance.

3rd. That there be supplemental legislation to provide for the leasing and management of hot springs.

4th. That the law which makes the State Board of Control a Special Commission to select State land be repealed.

5th. That work should begin on ditches within six months after approval of permits.

I endorse these recommendations with the exception of the fourth: "That the law which makes the State Board of Control a Special Commission be repealed."

The causes which led to the Engineer making this recommendation are fully set forth in that portion of his report devoted to the Special Commission to select State lands.

The duties of this board when acting in this capacity are laborious and their action liable to misinterpretation.

In the admission act, Congress granted large tracts of land to the State for the benefit of certain public institutions, aggregating 532,000 acres. By the terms of the act the State was prohibited from selling these lands for less than ten dollars per acre. By an act of the Legislature the Board of Control was

made a special commission to select this land and they were required to do it immediately.

The selections so made were to be reported to the State Land Board. As representatives of the people, who would very reasonably be desirous of taking all advantage possible of this donation, it was their duty to select the best land available, and without delay.

However, in every instance where selections were made of irrigable land objections were immediately made to the acceptance thereof by the State Land Board, by the people themselves, co-partners who would be benefitted by the selection of good land. These protests were so vigorously made that selections to the amount of 200,000 acres were rejected by the State Land Board. The Board of Control are placed in a perplexing position. Their duty to the State urges them to select land that is valuable, but when they attempt to do so they are met with the charge that they are taking for the State, land that should have been left open for individual settlers.

To satisfy these objectors the Board of Control would need to select land of no very great present or prospective value, which would render this large grant to the State practically valueless. As the Board of Control have acted in a conscientious manner in the discharge of the onerous duties imposed upon them in this connection, and as the nature of their duties as Water Commissioners afford them exceptional facilities for becoming acquainted with the character of the lands of the State, I recommend that they be continued as a Special Commission for the selection of land. I also suggest that your honorable body express an opinion, by resolution or otherwise, as to the kind of land that should be selected. I advise a careful reading of the Engineer's report. It contains many suggestions that will be of service in framing legislation calculated to promote the best interests of the State.

#### IMMIGRATION.

The Legislative Assembly in 1888, recognizing the necessity of promoting immigration, appropriated \$2,500 to be expended under the direction of the Territorial Secretary. An elaborate report of the resources of the Territory was widely distributed, but no settled policy was adopted to encourage immigration, either by colonization or otherwise. With the renewed interest in agriculture throughout the State, the opportunity should not be lost to advertise the great inducements which the State has to offer for the investment of capital and to the home seeker, whether he be a farmer, miner or artisan.

The success of large irrigation enterprises will greatly stimulate the settlement of the State. The policy of several

States in authorizing the Boards of County Commissioners to establish county bureaus of immigration and appoint an agent to carry out the objects of the bureau, would no doubt be well adapted to a State like Wyoming covering as it does such a vast area of diversified interests. I would recommend, however, that an ex-officio board of State officers be designated to look after the general interests of immigration. They could greatly aid in disseminating information about the resources of the State. The system of distributing circulars or brief pamphlets on special subjects is better than sending a large volume devoted to all the interests of the State.

#### STATE HISTORICAL SOCIETY.

It would be opportune to establish a State Historical Society for the preservation of all books, papers, pamphlets, charts, maps, manuscripts, paintings, engravings, photographs and other property relating to the early history of the State, to be placed under the care and custody of the State Librarian and a board of trustees, who shall adopt rules and regulations for the proper guidance of the society. The importance of collecting historical records and preserving a history of the State cannot be too highly estimated. I recommend that a moderate appropriation be made for this purpose.

#### COUNTY BOUNDARIES.

Every county of the State has at least one of its boundaries defined as being upon a degree of latitude or longitude, lines which are not marked in any way upon the ground except where they form the boundaries of the State. As a consequence of the entire absence of any well defined lines between the counties thus bounded, it is impossible to determine in which county property lies, which is situated near these boundaries, or in which county citizens should vote who live near them. In one instance a dead body was found near the supposed line between Fremont and Natrona counties and it was impossible to determine which county should hold the inquest. This condition causes great uncertainty and confusion in assessment matters and might lead to serious complications in determining the jurisdiction of the courts. I recommend the passage of an act to define these boundaries more definitely by placing them upon the section or township lines nearest to where the lines now appear to be upon the United States maps. This can be done without entailing any expense upon the State. When it is done the description of all real estate will at once determine the county in which it is situated, and the residence of its occupants, and all legal processes can be served with certainty.

## BIG HORN COUNTY.

The last Territorial Legislature passed an act creating the county of Big Horn, defining its boundaries and prescribing the conditions under which it could be organized. This county comprises what is known as the Big Horn Basin. All the waters of the Big Horn river and its tributaries lie within this county and it also contains the largest area of irrigable land of any county of the State. The greatest irrigation and agricultural development of the State will necessarily be made in this county. During the winter season the county seat of either of the three counties to which this basin is tributary, can only be reached with great difficulty and danger, owing to the intervening mountain ranges with which it is surrounded. There are many settlers living 150 miles from their county seat. The settlement and reclamation of the lands lying within this Basin would be greatly facilitated by the organization of Big Horn county. Believing that the development of the vast resources of this part of Wyoming is of great importance to the State at large, I respectfully recommend that the Legislature take whatever action is permissible under the Constitution looking to the complete organization of Big Horn county at the earliest possible date, consistent with a due regard for the welfare of the other counties from which the territory is taken.

## GOOD ROADS.

The United States Department of Agriculture is taking an active interest in the improvement of highways. An office of road inquiry has been established with a special agent and engineer in charge. Through this office an effort is being made looking to legislation of a uniform character, in all of the States, for the better construction and management of public roads. No State has better facilities for maintaining good roads at a reasonable expense than Wyoming, and still large sums are expended annually on roads and bridges. In the consideration of legislation pertaining to highways, much valuable information could doubtless be obtained from the Agricultural Department.

## BOARD OF PARDONS.

I respectfully recommend the passage of a law providing for a Board of Pardons to whom shall be referred all applications for executive clemency. Section 5, Article 4, of the Constitution evidently contemplates the formation of such a board. In this connection I also recommend the enactment of a law providing that where the conduct of a prisoner has been such as to entitle him to a release before the expiration of his full term of sentence, the Warden shall report the

facts to the Governor, who shall consider such report as an application and recommendation for pardon and restoration to citizenship.

#### ATTORNEY GENERAL'S REPORT.

The Attorney General presents a detailed report of the business transacted in his department, including a statement of all cases disposed of, or pending in the Supreme Court, in which he has appeared, and a copy of the official opinions furnished from his office. There are a great number of the latter given at the request of State, county and district officers upon a great variety of legal questions. As many of the points passed upon are likely to be called up again by newly elected officers, it would be a matter of convenience to have printed at least a digest of the opinions of the Attorney General. Such a publication would be a valuable contribution to the law literature of the State.

Pursuant to the duties imposed upon him the Attorney General makes the following suggestions for the improvement of the laws of the State. That provision be made for the continuance of the publication of the decisions of the Supreme Court, which I wish to add is especially advisable by reason of the high estimation in which these decisions are held by the courts of other States. He recommends that the Legislature provide by law for the distribution of the income from the school lands of the State, and that the law be so amended as to allow the investment of the permanent school funds, which is found to be impracticable under existing laws. These recommendations are also made by the State Treasurer. The Attorney General holds that the law should be so amended as to allow the distribution of school funds upon the division of school districts and also to provide for the reorganization of school districts in new counties. He recommends that the banking laws be so amended as to authorize the increase or decrease of the capital stock of State banks. Also that provision be made for the transportation of pauper insane.

Attention is called to the diversion of the waters of some of the natural streams located in this State, but having their source in neighboring States, by parties in those States. This is a matter of importance, and merits your investigation. Necessary legislation is recommended in order that advantage may be taken of the donation of one million acres of land by the general government. Your attention is also called to the matter of taking the census in 1895, as provided for by the Constitution. The report will be found of great value in the formation of new legislation.

#### MISCELLANEOUS.

The bill making appropriations for the period ending March 31, 1895, passed by the Second State Legislature, contained three

items to reimburse certain persons therein named for land rentals. These items were vetoed by the Governor at that time for the reason that the Constitution prohibits the introduction of any appropriations in the general appropriation bill other than those for the ordinary expenses of the legislative, executive and judiciary departments of the State, interest on the public debt and for schools. In so doing, however, the Governor expressed the belief that the claims were just and should be paid, and states that he would recommend their payment with accrued interest by the next Legislature, which he now does through me. The items referred to were in the House bill number 15, Sections 19, 38 and 47.

Section 4 of the Act of Admission grants to Wyoming Sections 16 and 36 in every township for the support of the common schools, and provides that where such sections have been sold or otherwise disposed of by or under the authority of any act of Congress, other lands equivalent thereto are hereby granted to the State. Section 2, of the Act of Admission, provides that the State shall not be entitled to select indemnity school lands for the 16th and 36th sections, that may be in the Yellowstone National Park. The Shoshone Indian reservation contains 160,000 acres of school land for which the State is entitled to indemnity land. In the Yellowstone timber reserve, set aside since the admission of Wyoming, there are 64,000 acres of school land. It is recommended that the Legislature take such action as is necessary to secure this land while there is plenty of unoccupied land from which to make selections.

Your attention is called to the desirability of enacting a law which will permit State, county and municipal officers to procure a bond for the faithful discharge of their duties, from guarantee or surety companies. Obtaining bonds in this manner relieves officials from the embarrassment of asking their friends to sign their bonds. The guarantee companies also afford a safeguard against the probability of default and are thus performing a material service to the public.

#### UNITED STATES SENATORS.

Owing to the failure of the Second State Legislature to elect a successor to Senator Francis E. Warren, Wyoming has been represented by but one Senator since March 4th, 1893. It will be your duty to fill the existing vacancy and also to elect a successor to Senator Joseph M. Carey, whose term expires March 4th, 1895. Balloting for the election of both Senators must begin on Tuesday, January 22nd. As the election of Senators often interferes very grievously with the other business of the Legislature, it is hoped that you may perform that duty without unnecessary delay.

In the foregoing pages an effort has been made to present a brief account of our finances, the condition of our public institutions, and to call to your notice a few of the matters requiring your attention. Much of my information has been gathered from the reports of the different departments, which I commend to your careful consideration, as containing many valuable suggestions. I will be glad to render you any assistance within my power at any time. I trust that your deliberations may be harmonious and believe that your action will be of great and lasting benefit to the State.

WILLIAM A. RICHARDS.

### "EXHIBIT A."

#### Detailed Statement of Receipts and Expenditures for the Year Ending September 30th., 1894.

##### RECEIPTS.

General fund tax .....	\$245,682.51
Fees of officers and departments .....	6,610.70
Erection and care of public buildings .....	54,586.16
Rents from public buildings .....	7,197.12
Bond interest tax .....	41,139.67
University income tax .....	7,944.77
Insane asylum tax .....	23,762.78
Insane asylum income .....	445.25
Sales of mavericks and estrays .....	4,522.10
U. S. on account of Agricultural College .....	39,000.00
U. S. on account of care of convicts .....	2,744.50
Sales of lands donated by congress .....	2,425.00
Leases of lands donated by congress .....	22,605.48
Interest on state funds .....	2,742.75
Percentage on sale of U. S. lands .....	7,570.98
Sundries .....	423.34
Total .....	\$469,402.99

##### EXPENDITURES.

Officers salaries and contingent expenses .....	\$139,484.09
Legislature .....	20,975.07
Securing and leasing state lands .....	1,346.00
Care of convicts, delinquents, etc. ....	59,917.15
Care of insane .....	21,339.51
Support of university .....	7,704.32
Agricultural college (from U. S.) .....	39,000.00
Erection of public buildings .....	60,857.76
Interest on bonded debt .....	38,400.00
Live stock indemnity .....	163.33
Live stock inspection .....	8,058.64
Library purchase and insurance .....	1,019.44
Printing laws and reports .....	3,230.04
Militia .....	5,357.76
World's Columbian Exposition .....	25,536.69
Sundries .....	4,619.26
Total .....	\$437,018.06

## STATEMENT

Of Expenditures for Ordinary Purposes of All the Counties  
of the State for the Year Ending November 10th., 1894,  
as Given Approximately by the State Examiner.

Sheriff and deputies .....	\$ 42,286.86
County clerk and deputies .....	24,624.84
County treasurer and deputies .....	20,427.30
Prosecuting attorney and assistants .....	16,584.27
Superintendents of schools .....	8,261.00
Assessors .....	13,872.00
County surveyor .....	840.00
County commissioners .....	17,142.36
County physician ....	3,184.35
Jailor and janitor .....	3,852.00
Clerk district court .....	13,914.00
Stenographers district court .....	3,317.00
Jurors and witnesses district court .....	29,995.00
Miscellaneous court expenses .....	3,678.00
Justice fees and salaries .....	11,226.00
Jurors and witnesses, justice courts .....	2,820.00
Constables' fees and mileage .....	3,684.00
Coroners' per diem and mileage .....	1,230.00
Coroners' jurors and witnesses .....	843.00
Stationery, books and printing .....	13,002.00
Bounty on wild animals .....	11,310.00
Court house and jail expenses .....	16,682.00
Insurance .....	2,245.00
Expense boarding prisoners .....	11,107.04
Election expenses .....	8,915.00
Roads and bridges .....	27,486.00
Poor and paupers .....	23,754.00
Brand commissioners .....	522.00
Rebate on taxes .....	2,967.00
Postage, freight and express .....	2,500.00
County hospital .....	4,000.00
County library .....	1,000.00
Miscellaneous .....	6,642.00
Total .....	\$353,914.52

The following gives the total estimated revenue from all  
sources of each county for the year 1895:

Albany .....	\$ 89,803.23
Carbon .....	88,128.95
Converse .....	39,967.98
Crook .....	43,323.87
Fremont .....	66,238.89
Johnson .....	47,210.54
Laramie .....	150,968.67
Natrona .....	25,000.00
Sweetwater .....	75,232.07
Sheridan .....	57,573.90
Uinta .....	84,893.53
Weston .....	27,047.72

Total .....\$795,420.05



The total revenue for 1895, for all purposes, comes under the following heads:

State tax .....\$170,808.54

FOR COUNTY PURPOSES.

General fund .....	\$157,587.14
Roads and bridges .....	28,816.73
Poor and paupers .....	27,524.65
District court .....	58,880.46
General school fund .....	51,575.05
Interest on school district bonds .....	12,068.29
Special school district tax .....	114,636.64
School poll tax .....	24,552.00
Interest on county bonds .....	76,143.95
Interest on court house and jail bonds .....	3,671.16
Bond sinking fund .....	5,276.61
Delinquent state tax .....	1,807.10
Judgment and library fund .....	15,413.14
Estimated earnings of county clerk .....	13,550.00
Estimated earnings of clerks of court .....	6,780.00
Estimated income from licenses .....	16,600.00
Estimated revenue from all other sources .....	9,728.39
Total .....	\$795,420.05

On motion of Mr. Downey a vote of thanks was extended to his Excellency, the governor, on behalf of the Senate and House for the valuable and comprehensive message just delivered.

On motion of Mr. Downey the joint session was dissolved.

The House was again called to order by the speaker, and on motion, adjourned until 10 o'clock a. m. January 10, 1895.

M. C. BARROW,  
Chief Clerk.

## THIRD DAY.

Hall of the House of Representatives,  
Cheyenne, Wyoming, January 10, 1895.

The House was called to order at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Howard, Higgins, Iredale, Jackson, Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Lobban and Minta.

Prayer by the chaplain.

Journal of first and second days' sessions read and approved.

Recess for fifteen minutes.

House again called to order at 11:25 o'clock.

Mr. Van Orsdel moved that when a committee on joint rules is appointed to confer with the committee from the Senate such committee shall constitute a special committee from the House to draft and report rules for the government of the proceedings of the House of Representatives of the Third Legislature of the State of Wyoming.

The motion was duly seconded and adopted by unanimous vote.

The speaker then announced as such committee Messrs. Van Orsdel, Goodell, Iredale Williams and Higgins.

On motion of Mr. Fox the House adjourned until tomorrow, January 11, at 10 o'clock a. m.

M. C. BARROW,  
Chief Clerk.

## FOURTH DAY.

Hall of the House of Representatives,  
Cheyenne, Wyoming, Jan. 11, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Ellis, Jackson, Kelley, Knittle, Parmenter, Platt, Ranney, Scott, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Clark, Iredale, Lobban, Mahoney, Minta, Sullivan.

Mr. Speaker announced Mr. Mahoney had been called home by telegram informing him of the illness of his wife.

And on motion of Mr. Williams, Mr. Mahoney was granted leave of absence indefinitely.

Prayer by the chaplain.

Journal of previous days' sessions read and approved.

Messrs. Sullivan, Clark and Iredale here appeared, and on request were noted on the journal as present.

Recess for fifteen minutes.

The House was again called to order.

Mr. Van Orsdel of the committee on rules for the government of the House submitted a report.

Mr. Downey moved that the report be received and that it be referred to committee of the whole. The motion prevailed.

On motion of Mr. Fox the House now resolved itself into committee of the whole for consideration of the report of the committee on rules.

Mr. Fox in the chair.

Committee of the whole rose at 12:12 o'clock.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 11, 1895.

Hon. Speaker of the House.

Sir:—I have the honor to transmit herewith Senate Joint

No. 1, "making a request of the honorable, the Secretary of the Interior, with reference to the location of a bridge over Big Wind river at a point in Shoshone Indian reservation," which was introduced in the senate this day by Senator Woodruff, and adopted by the following vote:

Ayes—16.

Absent—2.

The concurrence of the honorable House is respectfully requested.

Very Respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

S. J. R. No. 1, being: "Joint Resolution of the Third Legislature of the State of Wyoming, making a request of the Honorable, the Secretary of the Interior, with reference to the location of a bridge over the Big Wind river at a point in the Shoshone Indian Reservation," was read for the first time and on motion of Mr. Downey, under suspension of the rules, was read a second and third time by title and passed the House by the following vote:

Ayes—34.

Absent—3.

Whereupon the speaker announced that S. J. R. No. 1 had been concurred in by the House.

Mr. Fox, on behalf of the committee of the whole submitted the following report:

Cheyenne, Wyoming, January 11, 1895.

Mr. Speaker.

Your committee of the whole, having under consideration the report of the special committee on rules, begs leave to report that it has recommended that the rules as presented to the House be adopted with the following amendments:

That the word "quorum" be stricken out in the heading of Rule 1.

That a standing committee entitled "Revenues" be added numbered 25 and that committee No. 25 be changed to No. 26.

That the figures 25 and 26 be inserted in Section 4, immediately following the figures 19.

That the figures 21 be inserted immediately following the figures 19, in Section 4.

That the words "the speaker shall be ex-officio a member and chairman of the committee on rules," be inserted in Section 4, immediately following the list of committees.

That the words "the first and" appearing in line 7, Section 12, be stricken out, and the word "readings" same line and section, be changed to "reading."

That the word "Jefferson's" appearing in line 2, section 38 be stricken out and in lieu thereof the word "Cushing's" be inserted.

That the following:

"Smoking shall not be permitted on the floor of the House while the House is in session," be inserted as Rule No. 39, and that Rule No. 39 be changed to Rule No. 40.

That the word "over" in section 37, line 5, and the word "over" in line 7, same section, be stricken out.

GEO. W. FOX,  
Chairman.

Mr. Fox moved the adoption of the report, which motion prevailed by unanimous vote.

Mr. Kelley moved the adoption of rules as submitted.

Mr. Kelley moved to amend by inserting Rule 54 of rules of the Second State Legislature as Rule No. 40 of this House; that Rule No. 40 in the report of the committee as submitted be made Rule No. 41. The motion was carried by a unanimous vote.

The original motion as amended for the adoption of the rules was then put and adopted by a unanimous vote of the 34 members present.

Whereupon the rules as adopted were referred by Mr. Speaker to the enrolling and engrossing clerk for proper engrossment before printing

Recess until 3:30 o'clock p. m.

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## RULES OF THE HOUSE OF REPRESENTATIVES.

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### HOOR OF MEETING.

1. The House shall meet each day of sitting at ten o'clock a. m., unless the House shall adjourn to some other hour.

### ORDER OF BUSINESS.

2. The following shall be the order of business:
  1. Roll call.
  2. Prayer by the chaplain.
  3. Reading, correction and approval of the journal.
  4. Unfinished business.
  5. Notice of the introduction of bills.
  6. Petitions and memorials.
  7. Introduction, reading and reference of bills.
  8. Senate files on first reading.

9. Reports from standing committees.
10. Reports from select committees.
11. Resolutions.
12. Consideration of bills on general file.
13. Bills on second reading.
14. Special orders of the day.
15. Bills on third reading and final passage.

## COMMITTEES.

4. The following standing committees shall be appointed by the Speaker, unless otherwise directed by the House: All Standing committees shall consist of three members each, except committees No. 2, 3, 4, 6, 8, 10, 11, 13, 14, 15, 19, 21, 25 and 26, which shall consist of five members each.

1. Memorials to Congress.
2. Judiciary.
3. Ways and Means.
4. Railroads.
5. Agriculture.
6. Live Stock.
7. Corporations.
8. Counties.
9. Elections.
10. Buildings and Institutions.
11. Coal Mines.
12. Mines.
13. Lands and Irrigation.
14. Education.
15. Game and Fisheries.
16. Sanitary.
17. Labor.
18. Federal Relations.
19. Bridges and Highways.
20. Printing.
21. Arbitration.
22. Immigration.
23. Engrossment.
24. Enrollment.
25. Revenues.
26. Rules.

The Speaker shall be ex-officio a member and chairman of the committee on rules. No change shall be made in any standing committee except by a vote of at least nineteen members, and said committees shall take charge of, and report upon all matters referred to them respectively.

## BILLS, RESOLUTIONS AND MEMORIALS.

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### NOTICE.

5. At least one day's notice shall be given in writing of the intention to introduce a bill.

### ALL BILLS AND OTHER PAPERS TO BE ENDORSED.

6. All bills, resolutions and other papers before being presented to the chief clerk shall be endorsed with their proper titles and the name of the member who introduces the same.

### MANNER OF INTRODUCING BILLS.

7. Upon the introduction of a bill, the Speaker shall announce "The first reading of the bill," and the chief clerk shall immediately read the same. The Speaker shall refer the same to the appropriate standing committee, but the House may, on motion, direct to what committee any bill shall be referred. Provided that after the first reading all bills shall be considered as having been referred to the joint committee on printing for the purpose of being printed only, without any motion to that effect unless otherwise ordered by the House.

### PLACED ON THE GENERAL FILE AND CONSIDERED BY COMMITTEE OF THE WHOLE.

8. After a bill has been reported back to the House, by the committee to whom the same was referred, it shall be placed on the general file and in its regular order, and at the proper time, it shall be taken up and considered by the House in the committee of the whole, and after the committee rise and report, the bill shall lay over one day before it shall be read the second time.

### ENGROSSED AND READ A THIRD TIME.

9. The final question upon the second reading of every bill, resolution or other paper originating in the House and requiring three readings previous to being passed shall be: "Shall the bill be engrossed and read a third time?" And upon every such bill or paper originating in the Senate, the question shall be "Shall the bill be read a third time?" And unless objections be made thereto the Speaker may so order in each of said cases.

### QUESTION ON PASSAGE OF BILLS.

10. Upon the third reading of a bill the question shall be

stated thus: "This bill (naming it by number and title)" having been read three several times, the question is "Shall the bill pass?"

**RESOLUTIONS GRANTING MONEY OR REQUIRING SIGNATURE  
OF THE GOVERNOR.**

11. All resolutions to grant money out of the contingent fund, or any other fund, or requiring the signature of the Governor, shall be introduced and disposed of in a similar manner to bills.

**THREE READINGS.**

12. Every bill shall receive three several readings previous to its being passed, and the Speaker shall give notice at each reading whether it be the first, second or third reading, which reading shall be on three several days, unless the House otherwise direct by a two-thirds vote.

The Speaker may direct that a bill be read by title only when on second reading, unless otherwise ordered by the House.

**NO AMENDMENT AFTER THIRD READING.**

13. After the third reading of a bill or resolution no amendment shall be in order, except to fill blanks, without the unanimous consent of the House; Provided, always, That any bill or resolution may be recommitted at any time previous to passage, and if any amendment be reported upon such commitment the bill or resolution shall be again considered by the House in committee of the whole, and read the second time as before, after which the question for its engrossment and third reading shall be put to vote.

**JOURNAL ENTRIES.**

14. The titles of bills and only such parts thereof as shall be affected by the proposed amendments shall be inserted in the journal.

**AMENDMENTS.**

15. No bill shall be amended until after it has been reported upon by a standing or select committee, or the committee of the whole.

**MAY CALL FOR READING OF PAPERS.**

16. When a reading of a paper is called for it shall be read, unless the same is objected to by some member, in which case the question shall be determined by a vote of the House, and without debate or amendment.

**ENGROSSMENTS.**

17. When any bill or joint resolution shall be ordered to be engrossed, the same shall be considered as having been referred to the committee on engrossments, who shall at once, without



further order take charge of the bill or joint resolution and cause the same to be correctly engrossed.

PRIVILEGED REPORTS.

18. The committees on engrossment, enrollment and printing shall have leave to report at any time when the House is in session.

CALL TO ORDER WHILE SPEAKING.

19. When a member is called to order while speaking he shall forthwith take his seat until it shall be determined whether or not he is in order, except he be permitted to explain; and if a member be called to order for words spoken in debate, the exceptional words shall immediately be taken down in writing by the chief clerk, so that the Speaker and House may be better able to judge of the matter.

20. A member raising a point of order may be allowed five minutes in which to state his grounds.

MAY SPEAK TWICE ONLY TO SAME QUESTION.

21. No member shall speak more than twice to the same question on the same day, without leave of the House.

SHALL BE REDUCED TO WRITING IF DESIRED.

22. All motions (except to adjourn, postpone or commit) shall be reduced to writing if desired by the Speaker, or any member.

WITHDRAWAL OF MOTION.

23. If no member objects, any motion under consideration may be withdrawn by the mover at any time, before a decision, amendment, or ordering of yeas and nays, except a motion to reconsider, which shall not be withdrawn without leave of the House.

WHEN QUESTION IS UNDER DEBATE.

24. When a question is being debated no motion shall be received, except:

1. To adjourn.
2. To lay on the table.
3. For the previous question.
4. To postpone to a certain day.
5. To commit.
6. To amend.
7. To postpone indefinitely.

And these several motions shall have precedence in the above order.

MOTION TO RECONSIDER

25. When a question has been once determined, either in the affirmative or negative, it shall be in order for any mem-

ber who voted on the prevailing side to give notice for a reconsideration thereof; but no motion for the reconsideration of any vote shall be in order after a bill, resolution, report, amendment or motion upon which the vote was taken shall have gone out of the possession of the House; nor shall any motion for reconsideration be in order unless made on the same day on which the vote was taken, or within the next succeeding day of actual session of the House thereafter. And no such bill, resolution, message, report, amendment or motion shall be taken out of the possession of the House after such notice is given, until disposed of, but there shall be no reconsideration of a vote to indefinitely postpone.

#### THE PREVIOUS QUESTION.

26. Any member may move the previous question, and if it be seconded by three other members, the previous question shall be put in this form: "Shall the main question be now put?" The object of this motion is to bring the House to a vote on the pending question without further discussion, and if the motion fails the discussion may proceed the same as if the motion had not been made; if carried, all debate shall cease and the Speaker shall immediately put the main question to a vote—first on proposed amendments in their order, and then on the main question, without debate or further amendment: Provided, that a motion to adjourn and a call of the House shall each be in order after the previous question has been sustained and before the main question is put, but no other motion or call shall be in order, except to receive the report of the Sergeant-at-Arms, or to dispense with the proceedings under the call; and all motions and proceedings authorized by this rule shall be decided without debate, whether on appeal or otherwise.

#### COMMITTEE OF THE WHOLE.

##### RULES OF THE HOUSE TO BE OBSERVED.

27. The rules of the House shall be observed in the committee of the whole, so far as they may be applicable, except that the yeas and nays shall not be taken, nor the previous question allowed, and there shall be no limit to the number of speeches.

##### MOTION TO RISE.

28. A motion that the committee rise shall always be in order, and shall be decided without debate.

##### MEMORIALS TO CONGRESS.

29. Memorials to Congress or to the President of the United States shall be considered in committee of the whole before being adopted.

## FILLING BLANKS.

30. In filling up blanks the largest sum and the longest time shall be put first.

## DIVISION OF QUESTION.

31. Any member may call for a division of the question, which shall be divided, if it comprehend propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the House. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out being lost, shall preclude neither amendment nor a motion to strike out and insert.

## CALL FOR THE AYES AND NOES.

32. When a question is being taken, or about to be taken, it shall be competent for any member to call for the ayes and noes, which shall be entered on the journal, and the names of the members shall be called in alphabetical order as printed on the slips for the use of the Chief Clerk.

## SHALL VOTE UNLESS EXCUSED.

33. Every member shall vote who may be within the bar of the House when the question is put, unless for some special reasons he be excused. A motion to excuse a member from voting shall be made before the call of the ayes and noes is commenced, and any member wishing to be excused from voting may briefly and pertinently explain his reason therefor, but when the ayes and noes are being taken, the call shall not be interrupted for any purpose whatever.

## PROTEST AGAINST ACTION OF THE HOUSE.

34. It shall be in order for any member or members to protest against the action of the House, and have such protest entered in the journal.

## REMOVAL OF OFFICERS.

35. Two-thirds of all members of the House voting for the removal of the Speaker, or any officer of the House, shall be sufficient to vacate the chair or such office as the case may be.

## APPEALS.

36. A majority of all the votes of the members present shall be sufficient to sustain an appeal from the decision of the Speaker.

## CALL OF THE HOUSE.

37. A call of the House shall only be ordered or a vote taken thereon upon the demand of five members, one making the motion and four seconding the same by rising. Upon a call of the House the names of the members shall be called by the

clerk and the absentees noted; after which the names of the absentees shall again be called. The doors shall then be shut and those for whom no excuse or sufficient excuses are made, may, by order of those present, be taken into custody as they appear, or may be sent for and taken into custody by the sergeant-at-arms wherever to be found, or by a special messenger to be appointed for that purpose.

#### PARLIAMENTARY PRACTICE.

38. The rules of parliamentary practice comprised in Cushing's Manual shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with these rules and orders of the House and the joint rules and orders of the Senate and House of Representatives.

39. Smoking shall not be permitted on the floor of the House while the House is in session.

#### SUSPENSION OF RULES.

40. No standing rule of the House shall be rescinded, changed or suspended, except by a vote of at least two-thirds of the members present.

#### JOINT RULES FOR THE SENATE AND HOUSE OF REPRESENTATIVES.

1. In every case of an amendment of a bill, joint resolution or memorial, agreed to in one House and dissented from in the other, if either House shall request a conference and appoint a committee to confer, the other House shall appoint a like committee, and such committees shall meet at a convenient hour, to be agreed upon by their respective chairmen, and shall confer upon the differences between the two Houses, and shall report as early as convenient the result of their conference to their respective Houses for action.

2. When a message shall be sent from either House it shall be announced at the door by the doorkeeper, and shall be delivered to the chair by the person by whom it may be sent.

3. Messages shall be sent by such persons as a sense of propriety in each House may determine to be proper.

4. Notice of the action of either House to the other, shall be on paper, and under the signature of the chief clerk of the House from which such notice is to be conveyed.

5. A standing committee, to be known as the joint committee on printing, composed of five members, two of whom shall be from the Senate and three from the House of Representatives, shall be appointed, the presiding officer of each House selecting the members to which the House is entitled.

6. Every bill, joint resolution or memorial, which shall

have passed both Houses, shall then be duly enrolled by the enrolling clerk of the House in which it originated. It shall then be referred to the committee on enrolling, who shall carefully examine it, compare it with the engrossed bill, and any amendment or amendments that may have been passed after it was engrossed, and shall correct any errors that may appear in it. They shall then report the result of such examination to the House in which the bill, joint resolution or memorial originated.

7. After an examination and report each bill shall be signed, first by the Speaker of the House of Representatives, or by the Speaker elected or appointed pro tem., then by the President of the Senate or by the Vice President.

8. When a bill, joint resolution or memorial shall have been thus signed, the chief clerk shall endorse on the back thereof a certificate specifying in which House the same originated. It shall then be presented by the enrolling committee of the House in which the same originated to the Governor of the State for his approval. After having performed said duty the committee shall report to the House in which the paper originated, the day and hour of presentation to the Governor, which facts shall be entered upon the journal of said House. Said committee is further empowered to report at any time to either House any matter committed to it.

9. When a bill, joint resolution or memorial which shall have passed in one House shall be rejected by the other, notice thereof shall be given to the House in which the same shall have been passed.

10. When a bill, joint resolution or memorial which has been passed in one House shall be rejected by the other it shall not be brought in again during the same session without a notice of three days, and leave of a majority of that House in which it shall be renewed; but the same bill, joint resolution or memorial shall not be presented more than twice in either House.

11. Each House shall transmit to the other House all papers on which any bills, joint resolutions or memorials shall be founded.

12. When any bill, joint resolution or memorial shall be introduced in one House, notice thereof shall be immediately transmitted to the other House.

13. Any standing committee of the Senate acting with the corresponding committee of the House, may by vote of the two Houses act together on a joint committee for the preparation and introduction of bills of general interest, and such bills may be introduced simultaneously in both Houses.

14. The rules of parliamentary practice comprised in Jefferson's Manual shall govern the Senate and House in all cases to which they are applicable, and in which they are not inconsistent with these rules.

## AFTERNOON SESSION.

House called to order at 3:30 p. m.

Hon. Geo. W. Fox, Speaker pro tem., in the chair.

Recess.

House again called to order at 4:10 o'clock.

The following message was received from the Senate:

Senate Chamber,  
Cheyenne, January 11th, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the Senate this day adopted the Joint Rules for the Senate and House of Representatives, reported and recommended by the Joint Committee on Rules.

Also, that Mr. President has appointed Senators Craig and McGill as the Senate members of the joint committee on printing provided for in Rule 5 of the Joint Rules.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

Mr. Van Orsdel, on behalf of the Committee on Joint Rules, submitted the following report:

Cheyenne, Wyo., January 11th, 1895.

Mr. Speaker:

Your committee appointed to confer with a similar committee from the Senate to draft joint rules, for the Senate and House of Representatives, respectfully submit the following report:

We recommend the adoption of the joint rules of the Second Legislature of the State of Wyoming, eliminating therefrom Sections 12, 13, 14, 15, 16, and 17.

Respectfully submitted,

J. A. VAN ORSDEL,  
WILLIAM GOODELL,  
JOSEPH IREDALE,  
FRANK O. WILLIAMS,  
JOHN E. HIGGINS.

On motion of Mr. Downey, the report of the committee was received and referred to the Committee of the Whole.

The House, on motion of Mr. Goodell, resolved itself into

committee of the whole for the consideration of the report of the Committee on Joint Rules.

Mr. Goodell in the chair.

Upon rising, the committee made the following report:

Cheyenne, Wyo., January 11th, 1895.

Mr. Speaker:

Your Committee of the Whole, having under consideration the report of the Committee on Joint Rules, begs leave to report that it recommends that the rules as presented to the House be adopted, with the following amendments:

That Rule 13 appearing in the joint rules of the Second Legislature of the State of Wyoming be incorporated in the joint rules of this House, as Rule No. 12, and Nos. 12 and 13 of rules as submitted by the committee be changed to Nos. 13 and 14.

WILLIAM GOODELL,

Chairman Committee of the Whole.

Upon motion of Mr. Van Orsdel, the report of the committee was adopted.

Messrs. Iredale and Clark asked the House for leave of absence until Monday at 10 o'clock, and on motion of Mr. Kelley, their request was granted.

On motion of Mr. Van Orsdel, a recess was taken until 7:30 o'clock p. m.

#### EVENING SESSION.

The House was called to order at 7:30 p. m.

Mr. Speaker in the chair.

On motion of Mr. Van Orsdel, the Joint Rules for the Senate and House of Representatives were read a second time by title, and passed the House by the following vote:

Ayes--Messrs. Alger, Allen, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams and Mr. Speaker—30.

Absent—Messrs. Barrett, Clark, Iredale, Knittle, Lobban, Mahoney and Minta—7.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 11th, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that

the following named bills were this day introduced in the Senate:

**Senate File No. 1, by Mr. Hamlin—**For an act to amend and re-enact Chapter 36 of the Session Laws of Wyoming Territory, passed by the Eleventh Legislative Assembly and approved March 8, 1890, relating to the manner of taking appeals from Justice Courts.

**S. F. No. 2, by Mr. Hamlin—**For an act to amend Sec. 2519 and Sec. 2522 of the Revised Statutes of Wyoming, relating to civil procedure.

**S. F. No. 3, by Mr. Hamlin—**For an act to repeal Chapter 72 of the Session Laws of Wyoming enacted by the First State Legislature, and approved January 10, 1891, and to revive Sec. 2370 of the Revised Statutes of Wyoming.

**S. F. No. 4, by Mr. Hamlin—**For an act to provide seals for clerks of District Courts and county clerks in the several counties of the state.

**S. F. No. 5, by Mr. Ludvigsen—**For an act to amend and re-enact Sec. 3776 of the Revised Statutes of Wyoming as same is revised and re-enacted by Sec. 2, of Chapter 36 of the Session Laws enacted by the First State Legislature, and approved January 8, 1891.

**S. F. No. 6, by Mr. Craig—**For an act to amend and re-enact Sec. 2872 of the Revised Statutes of Wyoming, defining the form of writ of attachment.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

On motion of Mr. Parmenter, and at the request of Mr. Speaker, the following appointments as chairmen of the several standing committees named were confirmed by unanimous vote of the House:

Judiciary—Mr. Downey.

Counties—Mr. Brooks.

Buildings and Institutions—Mr. Higgins.

Lands and Irrigation—Mr. Van Orsdel.

Ways and Means—Mr. Chapman.

Recess.

The House being again called to order, Mr. Speaker submitted the following as comprising the standing committees of the House:

1. MEMORIALS TO CONGRESS—Messrs. Gregory, Heward, and Minta.

2. JUDICIARY—Messrs. Downey, Van Orsdel, Williams, Goodell and Barrett.



8. **WAYS AND MEANS**—Messrs. Chapman, Iredale, Fox, Ranney and Corson.
4. **RAILROADS**—Messrs. Kelley, Hertzog, Davis, Mahoney and Alger.
5. **AGRICULTURE**—Messrs. Williams, Barrett and Alger.
6. **LIVE STOCK**—Messrs. Mahoney, Brooks, Corson, Scott and Henry.
7. **CORPORATIONS**—Messrs. Scott, Jackson and Parmenter.
8. **COUNTIES**—Messrs. Brooks, Higgins, Hertzog, Chapman and Allen.
9. **ELECTIONS**—Messrs. Sullivan, Kelley and Minta.
10. **BUILDINGS AND INSTITUTIONS**—Messrs. Higgins, Williams, Black, Gregory and Ranney.
11. **COAL MINES**—Messrs. Barrett, Davis, Higgins, Heward and Clark.
12. **MINES**—Messrs. Iredale, Allen and Finch.
13. **LANDS AND IRRIGATION**—Messrs. Van Orsdel, Brooks, Platt, Lobban and Knittle.
14. **EDUCATION**—Goodell, Gregory, Kelley, Knittle and Platt.
15. **GAME AND FISHERIES**—Messrs. Jackson, Sullivan, Finch, Brown and Lobban.
16. **SANITARY**—Messrs. Platt, Black and Heward.
17. **LABOR**—Messrs. Clark, Parmenter and Brown.
18. **FEDERAL RELATIONS**—Messrs. Davis, Corson and Henry.
19. **BRIDGES AND HIGHWAYS**—Messrs. Brown, Finch, Black, Mahoney and Fox.
20. **PRINTING**—Messrs. Bristol, Chapman and Hertzog.
21. **ARBITRATION**—Messrs. Parmenter, Downey, Allen, Clark and Alger.
22. **IMMIGRATION**—Messrs. Knittle, Hills and Covert.
23. **ENGROSSMENT**—Messrs. Ranney, Bristol and Henry.
24. **ENROLLMENT**—Messrs. Hills, Goodell and Bristol.
25. **REVENUE**—Messrs. Fox, Covert, Sullivan, Jackson and Scott.
26. **RULES**—Mr. Speaker, Messrs. Covert, Hills, Minta and Lobban.

On motion of Mr. Goodell, the House, by unanimous vote, approved the list of standing committees of the House as submitted.

The following notices of the introduction of bills were received and read:

Mr. Speaker:

I desire to give notice that on to-morrow or some subsequent day I shall introduce a bill to amend Chapter 72, Session Laws of Wyoming for 1890-91, relating to limitations of action upon contracts not in writing, and liabilities created by statute other than for forfeiture or penalty.

G. A. HERTZOG.

Mr. Speaker:

I hereby give notice that I will introduce a bill entitled,

"An act to create a State Board of Arbitration, for the arbitration of controversies arising between employer and employe."

B. M. PARMENTER.

Mr. Speaker:

I desire to give notice that on to-morrow or on some subsequent day I shall introduce the following bills:

1. A bill for an act to establish and maintain a system of public instruction.

2. A bill for an act relating to bonds and undertakings, and regulating the admission and conduct of fidelity and surety companies.

3. A bill for an act for the relief of Caroline Van Buskirk.

4. A bill for an act to amend and re-enact Sec. 1481 of Chap. 1, Title 27, of the Revised Statutes of Wyoming.

G. W. FOX.

Mr. Speaker:

I desire to give notice that on Saturday, the 12th day of January, 1895, or at some subsequent date, I shall introduce a bill to amend Chapter 46 of the Session Laws of the State of Wyoming, passed by the first State Legislature, entitled "An Act to Amend and Re-enact Sections 15 and 19, of Chapter 40, of the Session Laws of 1888, entitled 'An Act to Repeal and Re-enact Chapter 1, Title 30, of the Revised Statutes of Wyoming, approved March 6, 1888,' approved January 9, 1891."

PATRICK SULLIVAN.

Mr. Speaker:

I desire to give notice that on to-morrow or on some subsequent day I will introduce a bill entitled "An Act to Repeal Chap. 21, of the Session Laws of Wyoming of 1890, entitled "An Act to Encourage the Destruction of Predatory Wild Animals, and for Other Purposes," and all amendments thereto.

L. R. DAVIS.

Mr. Speaker:

I desire to give notice that on to-morrow or some subsequent day I shall introduce a bill entitled "An Act Concerning Municipal Corporations, Regulating the Assessment of Property, the Equalization, Payment and Collection of Taxes, and the Custody of Funds of Incorporated Cities and Towns."

GEORGE A. HERTZOG.

Mr. Speaker:

I hereby give notice that I will introduce a bill entitled "An Act to provide for the acceptance, by the State of Wyoming from the United States, of certain lands, and providing for the reclamation, occupation and disposal of the same.

J. A. VAN ORSDEL.

Notice is hereby given that on the twelfth (12th) day of January, 1895, or on some subsequent day, we will introduce in this House a bill to levy a tax and to appropriate the amount

realized therefrom for the years 1895 and 1896; and for the purchase of a site and the erection and equipment of the Wyoming Agricultural College at or near Lander, with such amount.

Dated January 11th, 1895.

JAY L. TORREY,  
E. L. RANNEY.

Notice is hereby given that on Saturday, the twelfth day of January, 1895, or at some some subsequent date, we will introduce a bill in this House to levy a tax and to appropriate the amount realized therefrom for the years 1897 and 1898 for the support and maintenance of the University of Wyoming, located at or near Laramie city.

Dated January 11th, 1895.

JAY L. TORREY,  
E. L. RANNEY.

Notice is hereby given that on Saturday, the twelfth day of January, 1895, or at some subsequent date, we will introduce into this House a bill to provide for the disposition of all monies received from the United States under an Act of Congress of the United States of America, approved August 30, 1890, entitled "An Act to apply a portion of the proceeds of the public lands for the more complete endowment and support of colleges for the benefit of agricultural and mechanical arts established under the provisions of an Act of Congress approved July 2nd, 1862," from and after the first day of July, 1897.

Dated January 11th, 1895.

JAY L. TORREY,  
E. L. RANNEY.

Notice is hereby given that on Saturday, the twelfth day of January, 1895, or on some subsequent day, we will introduce in this House a bill to provide for the disposition of all monies received from the United States of America under and by virtue of an Act of Congress of the United States of America, approved March 2nd, 1887, entitled, "An Act to establish agricultural experiment stations in connection with the colleges established in the several states under the provisions of an Act approved July 2nd, 1862, and of the Acts supplementary thereto," from and after July 1st, 1897.

Dated January 11th, 1895.

JAY L. TORREY,  
E. L. RANNEY.

Mr. Chapman asked that the rules be suspended for the purpose of introducing a bill entitled "A Bill for an Act Appropriating Funds," etc., which motion, duly seconded, was carried by unanimous vote.

H. B. No. 1, introduced by Mr. Chapman, being "A Bill for an Act Appropriating Funds for the Compensation for the Members and Officers of the Third State Legislature, and Expenses of said Legislature," was then read first time, and by

direction of Mr. Speaker, referred to Committee on Ways and Means.

On motion of Mr. Parmenter, the House adjourned to 10 o'clock a. m., January 12, 1895.

M. C. BARROW,  
Chief Clerk.

## FIFTH DAY.

Hall of the House of Representatives,  
Cheyenne, Wyoming, January 12, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Clark, Iredale, Lobban, Mahoney, Minta, Parmenter.

Prayer by the chaplain.

Journal of previous day read and approved.

The following notices of intention to introduce bills were presented:

Mr. Speaker:

I give notice that to-morrow or on some subsequent day I will introduce a bill for an act appropriating twelve hundred dollars out of the State treasury to reimburse M. N. Grant for expenses incurred while auditor of the Territory of Wyoming.

S. W. DOWNEY.

Mr. Speaker:

I hereby give notice that on Monday next or at some subsequent day I will introduce a bill, entitled "An Act to Abolish Days of Grace."

J. A. VAN ORSDEL.

Mr. Speaker:

I give notice that to-morrow or on some subsequent day I will introduce a bill for an act, entitled "A bill for an Act relating to commitment of persons insane, prescribing manner of trial, form of verdict, commitment warrant, lunacy statements, providing for apparel, return of patient, change of name of institution, and to repeal all laws inconsistent therewith.

WILLIAM GOODELL.

Mr. Parmenter here appeared and requested to be noted on the journal as present.

H. B. No. 2, by Mr. Fox, entitled "A bill for an act to establish and maintain a system of public instruction," was introduced, read the first time, and referred to Committee on Education.

The Speaker pro tem., Mr. Fox, occupying the chair, here announced that at the request of Mr. Speaker he had signed enrolled S. J. R. No. 1.

H. B. No. 3, by Mr. Fox, entitled "A bill for an act relating to bonds and undertakings, and regulating the admission and conduct of fidelity and surety companies," was introduced, read the first time, and referred to Committee on Corporations.

On motion of Mr. Hills, the House took a recess until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

On motion of Mr. Bristol, the Printing Committee was instructed to have printed for the use of the House one hundred copies of rules, joint rules and standing committees of the House.

The following bills were introduced and read first time:

H. B. No. 4, by Mr. Fox, "A bill for an act for the relief of Caroline Van Buskirk." Referred to Committee on Ways and Means.

H. B. No. 5, by Mr. Fox, "A bill for an act to amend and re-enact Sec. 1481 of Chapter 1, Title 27, of the Revised Statutes of Wyoming." Referred to Committee on Judiciary.

H. B. No. 6, by Mr. Van Orsdel, "An act to provide for the acceptance, by the State of Wyoming, from the United States, of certain lands, providing for the reclamation, occupation and disposal of the same." Referred to Committee on Land and Irrigation.

On motion of Mr. Van Orsdel, the Printing Committee was instructed to provide for the use of the members two hundred and fifty extra copies of H. B. No. 6.

The following bills were introduced and read first time:

H. B. No. 7, by Mr. Sullivan, "An act to amend Chapter 46 of the Session Laws of the First State Legislature, entitled 'An act to amend and re-enact Section 15 and Section 19 of Chapter 40 of the Session Laws of 1888, entitled 'An act to repeal and re-enact Chapter 1, Title 30 of the Revised Statutes of Wyoming, approved March 6th, 1888,' approved January 9th, 1891.

Referred to Committee on Mines.

H. B. No. 8, by Mr. Torrey and Mr. Ranney, "An act to levy a tax and appropriate the amount realized therefrom for the years 1895 and 1896, and for the purchase of a site for and the

erection and equipment of an agricultural college building at or near Lander, with such amount."

Referred to Committee on Ways and Means.

H. B. No. 9, by Mr. Torrey and Mr. Ranney, "An act to levy a tax and appropriate the amount realized therefrom for the years 1897 and 1898 for the support and maintenance of the University of Wyoming"

Referred to Committee on Ways and Means.

H. B. No. 10, by Mr. Torrey and Mr. Ranney, "An act to provide for the disposition of all monies received from the United States of America under an act of Congress of the United States of America, approved August 30, 1890, entitled 'An act to apply a portion of the proceeds of the public lands for the more complete endowment and support of colleges for the benefit of agriculture and the mechanic arts established under the provisions of an act of Congress approved July 2nd, 1862,' from and after the first day of July, 1897."

Referred to Committee on Ways and Means.

H. B. No 11, by Mr. Torrey and Mr. Ranney, "An act to provide for the disposition of all monies received from the United States of America under and by virtue of an act of Congress of the United States of America, approved March 2nd, 1887, entitled 'An act to establish agricultural experiment stations in connection with the colleges established in the several states under the provisions of an act approved July 2nd, 1862, and of the acts supplementary thereto' from and after July 1st, 1897."

Referred to Committee on Ways and Means.

H. B. No. 12, by Mr. Hertzog, "A bill for an act entitled 'An act concerning municipal corporations, regulating the assessment of property, the equalization of payment and collection of taxes, and the custody of funds of incorporated cities and towns."

Referred to Committee on Revenues.

H. B. No. 13, by Mr. Hertzog, "A bill to amend Chapter 72 of the Session Laws of Wyoming for 1890 and 1891, relating to limitations of actions upon contracts not in writing, and liabilities created by statute other than for forfeiture or penalty."

Referred to Committee on Judiciary.

H. B. No. 14, by Mr. Parmenter, "A bill for an act to create a State Board of Arbitration for the arbitration of controversies arising between employer and employees."

Referred to Committee on Arbitration.

H. B. No. 15, by Mr. Davis, "A Bill to repeal all laws relating to bounties on wild animals."

Referred to Committee on Judiciary.

The following notices of the introduction of bills were received:

**Mr. Speaker:**

I give notice that to-morrow or on some subsequent day I will introduce a bill for an act to penalize County Treasurers for neglect or refusal to collect taxes on personal property.

L. R. DAVIS.

**Mr. Speaker:**

I give notice that to-morrow or on some subsequent day I will introduce a bill for an act to amend and re-enact Sec. 2 of Chapter 4 of the Session Laws of 1893 in so far as it refers to the Second Judicial District, approved February 9th, 1893.

J. E. HIGGINS.

**Mr. Speaker:**

I give notice that to-morrow or on some subsequent day I will introduce a bill for an act to change the present jury system of the state.

J. E. HIGGINS.

Notice is hereby given that on Monday, the fourteenth day of January, 1895, or on some subsequent day, we will introduce in this House a bill to repeal Section 13 of Chapter 75 of the Session Laws of the State of Wyoming, passed by the First State Legislature, entitled "An act to amend so much of Chapter 1 of Title 42 of the Revised Statutes of Wyoming as relates to the establishment, government and maintenance of the University of Wyoming," approved January 10th, 1891.

Dated January 12th, 1895.

JAY L. TORREY,  
E. L. RANNEY.

Notice is hereby given that on Monday, the fourteenth day of January, 1895, or on some subsequent day, we will introduce in this House a bill to provide for the management and control of each and all of the agricultural experiment stations and experimental farms in the State of Wyoming established under and by virtue of an act of Congress of the United States of America, approved March 2nd, 1887, entitled "An act to establish agricultural experiment stations in connection with the colleges established in the several states under the provisions of an act approved July 2nd, 1862, and of the acts supplementary thereto."

Dated January 12th, 1895.

JAY L. TORREY,  
E. L. RANNEY.

**Mr. Speaker:**

I hereby give notice that on Monday next, or at some subsequent day, I will introduce the following bills:

1. A bill entitled "An Act Relative to the Conduct of Elections."
2. A bill entitled "An Act Amending Section 3435, Revised Statutes of Wyoming."

3. A bill entitled "An Act Amending Section 2780, Revised Statutes of Wyoming."

4. A bill entitled "An Act Regulating the Examination and Admission of Attorneys-at-Law."

5. A bill entitled "An Act to Provide for the Compilation and Revision of the Statute Laws of the State, and for Other Purposes."

Respectfully,

J. A. VAN ORSDEL.

On motion of Mr. Gregory, the House adjourned until 10 o'clock a. m. Monday, January 14, 1895.

M. C. BARROW,  
City Clerk.

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## SIXTH DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyoming, January 14, 1895.

House called to order at 10 o'clock a. m.

Mr. Fox, Speaker pro tem., in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Finch, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Kelley, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker pro tem.

Absent—Messrs. Downey, Hills, Mahoney, Minta, Mr. Speaker.

Prayer by the chaplain.

Journal of previous day's session read and approved.

Mr. Speaker here appeared and took the chair.

On motion of Messrs. Hertzog and Fox, of Albany, Messrs. Hills and Downey were excused from attendance upon the morning session.

Mr. Henry, of Johnson, here announced that Mr. Lobban, member-elect of the House from Johnson County, was present, ready to qualify as such member.

Recess.

House again called to order.

The following notices of intention to introduce bills were received:

Mr. Speaker:

I hereby give notice that on to-morrow, or some subsequent day, I will introduce a bill for "An act relating to certain contracts for the conditional sale, lease, or hire of railroad and



street railway equipment and rolling stock, and providing for the recording thereof."

Very respectfully,

A. D. KELLEY.

Mr. Speaker:

I give notice that to-morrow, or on some subsequent day, I will introduce a bill for an act in relation to the approval of bonds and for other purposes.

JOHN SCOTT.

Mr. Speaker:

I give notice that to-morrow, or on some subsequent day, I will introduce a bill for an act changing the name of Wyoming State Miners' Hospital, to be hereafter known as the Wyoming General Hospital, and to appropriate eight thousand five hundred dollars for the purpose of paying such bills as have been contracted in erection and equipment and to complete one wing; also, to provide for the levy and collection of a tax of one-sixth of one mill for maintenance, and other purposes.

JOS. IREDALE.

Notice is hereby given that on Tuesday, January 15th, 1895, or at some subsequent time, we will introduce in this House a bill to fix the time at which laws adopted by the Legislature of the State of Wyoming, and approved by the Governor, shall take effect and be in force.

JAY L. TORREY,

EDWARD L. RANNEY.

Mr. Speaker:

I give notice that to-morrow, or on some subsequent day, I will introduce a bill for an act to provide a steam boiler inspector for the State of Wyoming; also, licensing stationary engineers, and other purposes.

JOS. IREDALE.

To the Hon. Speaker of the House:

I desire to give notice that I will on to-morrow, or some future day, ask leave to introduce a bill entitled "An act fixing the maximum rate of interest that may be taken, reserved or charged, and to prohibit the taking of usury, and to repeal all of Title 18 of the Revised Statutes of Wyoming."

W. E. JACKSON.

The following bills were introduced and read first time:

H. B. No. 16, by Mr. Van Orsdel, "An act amending Section 3435, Revised Statutes of Wyoming."

Referred to Committee on Judiciary.

H. B. No. 17, by Mr. Van Orsdel, "An act amending Section 2780, Revised Statutes of Wyoming."

Referred to Committee on Judiciary.

H. B. No. 18, by Mr. Van Orsdel, "An act to abolish days of grace."

Referred to Committee on Judiciary.

H. B. No. 19, by Mr. Higgins, "An act to amend Section 2 of Chapter 4 of the Session Laws of the State of Wyoming, enacted by the Second State Legislature, approved February 9, 1893, defining the judicial districts of the state and prescribing the time for holding the terms of the District Court in the several counties of each judicial district."

Referred to Committee on Judiciary.

H. B. No. 20, by Mr. Higgins, "An act regulating the jury system and providing that in all cases, both civil and criminal, a verdict may be rendered upon the concurrence of five-sixths of the whole number of jurors."

Referred to Committee on Judiciary.

Mr. Chapman, from the Committee on Ways and Means, submitted the following report:

Mr. Speaker:

Your Committee Number Three, having under consideration House Bill No. 1, beg leave to report the same back, with the recommendation that it be amended as follows: That Section 1 be amended to read: "There is hereby appropriated out of any funds in the State Treasury, not otherwise appropriated, the sum of twenty thousand five hundred dollars, or so much thereof as may be necessary, to pay the per diem and mileage of officers, members and employes of the Third Legislature of the State of Wyoming."

That there be added to the bill as it now appears another section, to read as follows: "There is hereby appropriated out of any funds in the State Treasury, not otherwise appropriated, the sum of two thousand dollars, or so much thereof as may be necessary, to pay the expense of printing the Session Laws of the Third State Legislature."

Your committee respectfully recommends that when amended, as indicated by this report, House Bill No. 1 do pass.

GEO. F. CHAPMAN,  
Chairman.

JOS. JREDALE,  
GEO. W. FOX,  
EDWARD L. RANNEY.  
SAMUEL CORSON.

The following House Joint Resolutions were introduced and read:

H. J. R. No. 1, by Mr. Parmenter, "Providing for the printing of 1,000 copies of the Governor's Message."

Referred to Committee on Printing.

H. J. R. No. 2, by Mr. Parmenter, "Providing State officers with copies of printed bills."

Referred to Committee on Printing.

H. J. R. No. 3, by Mr. Fox, "For information regarding the amounts paid in the State for bounties on predatory wild animals."

Mr. Fox moved the suspension of the rules, and that H. J. R. No. 3 be read second and third times and be placed upon final passage. The motion was duly seconded and carried by the following vote:

Ayes—32.

Absent—5.

Thereupon the rules were suspended and H. J. R. No. 3, "For information regarding the amounts paid in the State for bounties on predatory wild animals," was read the second and third times and passed by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Kelley, Knittle, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—32.

Absent—Messrs. Downey, Hills, Lobban, Mahoney, Minta.

The Speaker announced that H. J. R. No. 3 had passed the House.

Recess.

House again called to order.

The sergeant-at-arms announced that Supreme Justice Potter was present, who was conducted to the Speaker's desk, whereupon Mr. Lobban subscribed and took the oath of office as a member of the House of Representatives of the Third Legislature of the State of Wyoming.

Recess.

House again called to order.

Mr. Iredale in the chair.

Mr. Chapman moved that the amendments to H. B. No. 1, "A bill for an act appropriating funds for the compensation for the members and officers of the Third State Legislature, and expenses of said Legislature," submitted by the Committee on Ways and Means, be adopted. The motion prevailed by the following vote:

Ayes—33.

Absent—4.

On motion of Mr. Iredale, the rules were suspended for the purpose of taking final action on H. B. No. 1, the vote resulting as follows:

Ayes—33.

Absent—4.

Whereupon H. B. No. 1, "A bill for an act appropriating funds for the compensation for the members and officers of the Third State Legislature, and expenses of said Legislature, under suspension of the rules, was read a second and third time and passed by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Flack, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale,

Jackson, Kelley, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—33.

Absent—Messrs. Downey, Hills, Mahoney, Minta—4.

Mr. Speaker announced that H. B. No. 1 had passed the House.

The following bills were introduced and read first time:

H. B. No. 21, by Mr. Torrey and Mr. Ranney, "An act to repeal Section 13 of Chapter 75 of the Session Laws of the State of Wyoming, passed by the First State Legislature, entitled 'An act to amend so much of Chapter 1 of Title 42 of the Revised Statutes of Wyoming as relates to the establishment, government and maintenance of the University of Wyoming,' approved January 10, 1891."

Referred to Committee on Ways and Means.

H. B. No. 22, by Mr. Torrey and Mr. Ranney, "An act to provide for the management and control of each and all of the agricultural experiment stations and experiment farms in the State of Wyoming, established under and by virtue of an act of Congress of the United States of America, approved March 2nd, 1887, entitled 'An act to establish agricultural experiment stations in connection with the colleges established in the several states under the provisions of an act approved July 2nd, 1862, and of the acts supplementary thereto.'"

Referred to Committee on Ways and Means.

The following notice for the introduction of bills was received:

Mr. Speaker:

I give notice that on to-morrow or on some subsequent day, I shall introduce a bill for an act requiring that the treasurers and clerks of incorporated cities and towns shall be elected instead of appointed.

B. M. PARMENTER.

On motion of Mr. Kelley, the House took a recess until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

H. B. No. 23, by Mr. Van Orsdel, "A bill for an act providing for the compilation and revision of the Statute Laws of the State and for other purposes," was introduced, read the first time and referred to Committee on Judiciary.

The following notice of intention to present bill was received:

Notice is hereby given that I will on to-morrow, or on some subsequent date, introduce a bill for an act entitled "An act providing for the completion and repair of the State Penitentiary building at Rawlins, Wyo.

J. S. ALLEN.

On motion of Mr. Kelley, the House adjourned.

M. C. BARROW,  
Chief Clerk.

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SEVENTH DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyoming, January 13, 1895.

House met pursuant to adjournment.

Mr. Fox, Speaker pro tem., in the chair.

Roll call.

Present—Messrs. Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker pro tem.

Absent—Messrs. Alger, Lobban, Minta, Mr. Speaker.

Journal of previous day's session read and approved.

Mr. Speaker here appeared and requested to be noted on the journal as present as of yesterday and to-day.

The following communications were received from the Senate:

Senate Chamber,  
Cheyenne, January 14, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following entitled bills were this day introduced in the Senate:

S. F. No. 7, by Mr. Hanson—For an act to amend and reenact Section 5 of Chapter 16 of the Session Laws of 1893.

S. F. No. 8, by Mr. Hanson—For an act to amend and reenact Section 1047 of the Revised Statutes of Wyoming, defining offenses by cheats, swindlers and others.

S. F. No. 9, by Mr. Appleget—For an act to provide for the manner in which mortgages on real estate shall be foreclosed, and repeal Chapter 2 of Title 1, Revised Statutes of Wyoming.

S. F. No. 10, by Mr. Appleget—For an act to amend Subdivision Two (2) of Chapter One (1) of Division Five (5) of the Revised Statutes of Wyoming, entitled "Execution," and to repeal the same as now existing.

S. F. No. 11, by Mr. Appleget—For an act to provide a lien for labor performed and material and machinery furnished for erection, reparation or removal of any house, mill, manufactory or building or appurtenance, and to repeal Chapter 4 of Title

27, Revised Statutes of Wyoming, and to repeal an act making certain mechanics' liens applicable to all counties, approved March 2nd, 1888.

S. F. No. 12, by Mr. Appleget—For an act to amend and reenact Section 2788 of the Revised Statutes of Wyoming.

S. F. No. 13, by Mr. Appleget—For an act to amend and reenact Section 3514 of the Revised Statutes of Wyoming.

S. F. No. 14, by Mr. Appleget—For an act providing for the office of court stenographer for each judicial district, fixing his compensation and bond and declaring his duties, and to repeal Chapter 24 of the Laws of 1890 and 1891.

S. F. No. 15, by Mr. Appleget—For an act to provide for the organization, government and powers of cities of the second class and villages, and to repeal Chapter 10 of Title 4 of the Revised Statutes of Wyoming and acts amendatory thereto.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

Senate Chamber,

Cheyenne, January 14, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the Senate this day passed, under suspension of the rules:

H. B. No. 1, "A bill for an act appropriating funds for the compensation for the members and officers of the Third State Legislature, and expenses of said Legislature," by the following vote:

Ayes—15.

Nays—0.

Absent—3.

And said bill is herewith returned to your honorable body.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

H. B. No. 1, by Mr. Chapman, "A bill for an act appropriating funds for the compensation for the members and officers of the Third State Legislature, and expenses of said Legislature," was referred to Committee on Enrollment.

The following notices of intention to introduce bills were received:

Mr. Speaker:

I give notice that to-morrow, or on some subsequent day, I will introduce a bill for an act to amend Section two thousand two hundred and thirty-seven (2237) of the Revised Statutes of Wyoming, relating to wills.

S. W. DOWNEY.

Mr. Speaker:

I give notice that to-morrow, or on some subsequent day, I

will introduce a bill for an act providing that the Clerk of the Supreme Court shall be the State Librarian.

S. W. DOWNEY.

Mr. Speaker:

I give notice that to-morrow, or on some subsequent day, I will introduce a bill for an act to provide for the designation of state depositories and to regulate the rate of interest on public money deposited therein.

S. W. DOWNEY.

Mr. Speaker:

I give notice that to-morrow, or on some subsequent day, I will introduce a bill for an act to protect the waters of the state from the encroachments of appropriators in other states and territories, authorizing proceedings therefor, and appropriating money to pay the expenses therefor.

S. W. DOWNEY.

Mr. Speaker:

I give notice that to-morrow, or on some subsequent day, I will introduce a bill for an act regulating the practice of pharmacy, licensing persons to carry on such practice and exempting them from jury duty, providing for the appointment and prescribing the powers and duties of a State Board of Pharmacy.

B. M. PARMENTER.

Notice is hereby given that on Wednesday, the 16th day of January, 1895, or on some subsequent day, I shall introduce in this House a bill to encourage the destruction of predatory wild animals and to provide bounties for the killing thereof; and making an appropriation for the payment of such bounties, and for the repeal of Chapter 21 of the Session Laws of Wyoming for 1890 entitled "An act to encourage the destruction of predatory wild animals, and for other purposes, approved March 1st, 1890," and for the repeal of Chapter 6 of the Session Laws of Wyoming for 1893, entitled "An act to amend and re-enact Section 1 of an act entitled "An act to encourage the destruction of predatory wild animals, and for other purposes, approved March 1st, 1890," approved February 10th, 1893.

Dated January 15th, 1895.

PATRICK SULLIVAN.

Cheyenne, January 15th, 1895.

Mr. Speaker:

We give notice that to-morrow, or on some subsequent day, we will introduce a bill for an act to establish a State Fish Hatchery in the County of Sheridan and making appropriations therefor.

H. C. ALGER,  
L. H. BROOKS,  
W. E. JACKSON.

The following communications were received from His Excellency the Governor:

State of Wyoming,  
Department of State,  
January 12th, 1895.

To the Hon. Speaker of the House:

I have the honor to inform you that I have approved and signed "Enrolled Joint Resolution No. 1, making a request of the Hon. Secretary of the Interior with reference to the location of a bridge over Big Wind River, at a point in the Shoshone Indian reservation."

WM. A. RICHARDS,  
Governor.

State of Wyoming,  
Department of State,  
January 15th, 1895.

To the Hon. Speaker of the House:

In accordance with the Constitution, I have the honor to transmit herewith the list of pardons granted by Governor John E. Osborne, during his term of office.

WM. A. RICHARDS,  
Governor.

Hon. W. A. Richards:

Sir—I have the honor to hand you herewith a list of pardons issued by me during my term of office:

John Drew—Pardoned January 30, 1893:

Sentenced by the District Court of Laramie County, November, 1889, term, to seven years in the penitentiary at Joliet, Ills., for grand larceny.

Reasons for pardon—Statement of prison physician to the effect that the prisoner was in a dying condition.

George Perry—Pardoned February 1, 1893:

Sentenced by the District Court of Laramie county, December, 1889, term, for four years in the penitentiary at Joliet, Ills., for grand larceny.

Reasons for pardon—Restoration of citizenship.

John Eaton, alias C. B. Rounds—Pardoned April 12, 1893:

Sentenced by the District Court of Uinta county, April, 1893, term, to eight years in the penitentiary at Joliet, Ills., for larceny.

Reasons for pardon—Falling health of prisoner, as per statement of prison physician.

James McKeever—Pardoned May 1, 1893:

Sentenced by the District Court of Laramie county, November, 1892, term, to fifteen months in the state prison, for assault with intent to kill.

Reasons for pardon—Recommended by trial jury, petition and the prisoner being the only support of a widowed mother.

James Swisher—Pardoned August 17, 1894:

Sentenced by the District Court of Sheridan county, December, 1892, term, to two years in the state prison, for assault with intent to commit manslaughter.

Reasons—Petition; pardon recommended by Judge Metz, the sheriff of Sheridan county, Hon. F. W. Mondell and others.

Thomas Hall—Pardoned August 3, 1893:

Sentenced by the District Court of Carbon county, May, 1892, term, to four years and six months in the state prison, for manslaughter.



**Reasons**—Ill health of prisoner, he being almost blind, pardon recommended by prison physician and the State Board of Charities and Reform.

**Thomas Ferguson**—Pardoned December 23, 1893:

Sentenced by the District Court of Uinta county, September, 1891., term, to seven years in the state prison, for robbery.

**Reasons**—Falling health, petition, circumstances connected with the commission of the crime, recommended by prosecuting attorney.

**Jesse McDowell**—Pardoned December 21, 1893:

Sentenced by the District Court of Albany county, October, 1888., term, to eight years in the penitentiary at Joliet, Ill., for manslaughter.

**Reasons**—Falling health, recommendation for pardon by prison chaplain, circumstances connected with the commission of the crime.

**William T. Brown**—Pardoned March 9, 1893:

Sentenced by the District Court of Johnson county, November, 1892, term, to two and one-half years in the state prison, for killing live-stock.

**Reasons**—Petition, statement from Judge Blake, trial judge, and recommendation by prosecuting attorney.

**Caleb B. Jones**—Pardoned April 5, 1894:

Sentenced by the District Court of Albany county, January, 1894, term, to six months in the county jail, for unlawfully killing of fish.

**Reasons**—Petition, prisoner having large family solely dependent upon him, said family being in destitute circumstances.

**Christ Erich, James Kinstler and John Buetler**—Pardoned April 21, 1894:

Sentenced by the District Court of Laramie county, December, 1893, term, to one year in the state prison, for grand larceny.

**Reasons**—Petition, circumstances connected with the commission of the crime, statement from county attorney, destitute condition of the families of the prisoners.

**Alphonso Shaffer**—Pardoned May 17, 1894:

Sentenced by the District Court of Converse county, October, 1890, term, to six years in the penitentiary at Joliet, Ill., for grand larceny.

**Reasons**—Petition, statement of county attorney, circumstances connected with the commission of the crime.

**John Kelly**—Pardoned June 14, 1894:

Sentenced by the District Court of Albany county, September, 1891., term, to three years for grand larceny.

**Reasons**—Restoration of citizenship.

**John Shaughnessy**—Pardoned August 24, 1894:

Sentenced by the District Court of Sweetwater county, April, 1893., term, to six years in state prison, for burglary.

**Reasons**—Petition, recommendation by county attorney.

**William Roan**—Pardoned October 29, 1894:

Sentenced by the District Court of Albany county, March, 1892., term to four years in the state prison, for burglary.

**Reasons**—Petition, pardon issued to restore citizenship.

**Samuel E. Harvey**—Pardoned October 29, 1894:

Sentenced by the District Court of Johnson county, November, 1892, term, to six years in the state prison, for grand larceny.

**Reasons**—Petition, recommendation by Judge Blake, etc.

**Thomas Watkins**—Pardoned November 21, 1894:

Sentenced by the District Court of Albany county, January, 1894., term, to one year in state prison, for mayhem.

**Reasons**—Restoration of citizenship.

**Thomas Collins**—Pardoned November 21, 1894:

Sentenced by the District Court of Albany county, March, 1892., term, to three years in the state prison, for burglary.

**Reasons**—Restoration of citizenship.

**Edward Manion**—Pardoned December 22, 1894, to take effect December 25, 1894:

Sentenced by the District Court of Laramie county, June, 1891, term, to two years in the state prison, for grand larceny.

Reasons—Petition.

**Henry Bates**—Pardoned December 22, 1894, to take effect December 25, 1894:

Sentenced by the District Court of Laramie County, June, 1891, term, to four years in the state prison, for obtaining money under false pretenses.

Reasons—Restoration of citizenship.

**John B. Wilson**—Pardoned January 2, 1895:

Sentenced by the District Court of Uinta county, September, 1893, term, to one year and six months in state prison, for killing cattle.

Reasons—Petition and ill health of prisoner.

**Louis Bath**—Pardoned January 5, 1895:

Sentenced by the District Court of Albany county, January, 1894, term, to eighteen months in the state prison, for killing cattle.

Reasons—Petition.

**Samuel H. Berry**—Sentence commuted to six years from date of sentence:

Sentenced by the District Court of Fremont county, July, 1891, term, to twenty years in the state penitentiary in Laramie, for being accessory before the fact to the murder of George B. Henderson.

Reasons—Petition, statement from prosecuting attorney of Fremont county and recommendation for executive clemency by a large number of the most prominent citizens of Fremont county.

**John C. Conway**—Sentence commuted to seven years from date of sentence:

Sentenced by the District Court of Natrona county, September, 1891, term, to twenty-five years in the state prison at Laramie, for murder in the second degree.

Reasons—Petition, and application signed by many of the most prominent citizens of Natrona county for executive clemency.

JOHN E. OSBORNE,

Governor.

State of Wyoming,  
Department of State,  
January 15th, 1895.

To the Honorable Senate and House of Representatives of the Third Legislative Assembly of Wyoming:

I have the honor to transmit herewith for your information the reports of the several state officers, ex-officio boards, and commissioners for the years 1893 and 1894, as follows:

Treasurer, 1893 and 1894.

Auditor, 1893 and 1894.

Insurance Commissioner, 1894.

Secretary of State, 1893 and 1894.

Superintendent of Public Instruction, 1893 and 1894.

Engineer, 1893 and 1894.

Inspector of Mines, 1893 and 1894.

Attorney General, 1893 and 1894.

Librarian, 1893 and 1894.

Examiner, 1893 and 1894.

Board of Charities and Reform, 1893 and 1894.

Miners' Hospital, 1894.

Live Stock Commissioners, 1894.  
 Land Commissioners, 1893 and 1894.  
 Capitol Commissioners, 1893 and 1894.  
 Board of Condemnation, 1893 and 1894.  
 World's Fair Commissioners, 1893 and 1894.  
 Adjutant General, 1893 and 1894.

As the foregoing are official reports on file in the Executive Office, I respectfully request that they be returned before the Legislative Assembly adjourns.

Yours, very respectfully,  
 WM. A. RICHARDS,  
 Governor.

The following bills were introduced and read first time:

H. B. No. 24, by Mr. Scott, "A bill for an act in relation to the approval of bonds, and for other purposes."

Referred to Committee on Judiciary.

H. B. No. 25, by Mr. Kelley, "A bill for an act relating to certain contracts for the conditional sale, lease or hire of railroad and street railway equipment and rolling stock, and providing for the recording thereof."

Referred to Committee on Railroads.

H. B. No. 26, by Mr. Torrey and Mr. Ranney, "An act to fix the date at which laws adopted by the Legislature of the State of Wyoming, and approved by the Governor, shall take effect and be in force."

Referred to Committee on Judiciary.

The Speaker appointed the following named members as Joint Committee on Printing: Messrs. Bristol, Williams and Fox.

Mr. Speaker asked unanimous consent of the House that Mr. Brown, of Uinta, be transferred from Committee on Elections to Committee on Labor; and that Mr. Minta, of Sweetwater, be transferred from the Committee on Labor to Committee on Elections. There being no objection offered, the order was so made.

The following communication was received from the Senate:

Cheyenne, January 15, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the Senate has this day concurred in the action of the House in amending the Joint Rules by the adoption of a new rule designated as Rule 12 of the said Joint Rules.

Very respectfully,  
 J. C. ARGESHEIMER,  
 Chief Clerk.

The following bills were introduced and read first time:

H. B. No. 27, by Mr. Iredale, "A bill for an act creating the office of state boiler inspector, fixing said inspector's salary and prescribing his duties; also, providing for the licensing of sta-

tionary engineers, and for other purposes, and providing for appropriating money for a contingent fund for said office."

Referred to Sanitary Committee.

H. B. No. 28, by Mr. Allen, "A bill for an act entitled 'An act providing for the completion of the State Penitentiary building at Rawlins, Wyoming.'"

Referred to Committee on Revenue.

H. B. No. 29, by Mr. Jackson, "An act fixing the rate of interest that may be taken, reserved or charged, and to prohibit the taking of usury, and to repeal all of Title 18 of the Revised Statutes of Wyoming."

Referred to Committee on Federal Relations.

H. B. No. 30, by Mr. Parmenter, "A bill for an act requiring that the treasurers and clerks of incorporate cities and towns shall be elected instead of appointed."

Referred to Committee on Elections.

H. B. No. 31, by Mr. Iredale, "A bill for an act changing the name of that institution heretofore known and designated as 'The Wyoming State Miners' Hospital,' so that it shall hereafter be known and designated as 'The Wyoming General Hospital,' and to appropriate the sum of eight thousand five hundred dollars for the purpose of paying bills as have been contracted in the erection, construction and equipment of the said hospital, over and above the amount heretofore provided for such purposes; and to complete one wing of the said hospital, and to provide additional equipment therefor. And, further, to provide for the levy and collecting of a tax of one-sixth of one mill for the year 1895 and for each year thereafter, as a maintenance fund to be used in the management, conduct and maintenance of the said hospital, and, further, to provide for the disposition of the revenues of the said hospital, and, further, to provide for the disposition of all such funds raised for the management, conduct and maintenance of the said hospital as are not necessary for that purpose.

Referred to Committee on Ways and Means.

The following communication was received:

Cheyenne, January 15th, 1895.

Mr. Speaker:

Your Committee on Corporations, to whom was referred H. B. No. 3, beg leave to report as follows: That the bill be adopted, with the following amendment:

Sec. 6. When the insurance commissioner shall have reason to doubt the solvency of any company authorized to do business under the provisions of this act, or if he be not fully satisfied with the sworn statement of the condition of any such company, he may proceed to make an examination of such company, as provided by the insurance laws of this state; and in case he finds that any such company has made false statements,

or that it is conducting its business in an irregular, unlawful or fraudulent manner, he may revoke the license of such company, or, at his discretion, report the facts to the Attorney General, who shall forthwith commence proceedings by writ of quo warranto against such company, requiring it to show cause why its license to do business in this state should not be revoked."

And that as so amended, House Bill No. 3 do pass.

JOHN SCOTT,

Chairman.

B. M. PARMENTER,

W. E. JACKSON.

The following report was received and read:

Cheyenne, January 15, 1895.

Mr. Speaker:

Your Committee on Printing, to whom was referred H. B. Nos. 1, 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20 and 21 beg leave to report as follows:

The bills described above have been returned from the printer, together with the printed copies of same.

Respectfully,

S. A. BRISTOL,

Chairman.

The following resolution was introduced by Mr. Torrey:

Resolved, That House Rule requiring that notice be given of the proposed introduction of bills be stricken out.

J. L. TORREY.

On motion of Mr. Torrey, the resolution was referred to Committee on Rules.

H. J. R. No. 1, by Mr. Downey, "A joint and concurrent resolution, providing for the appointment of a joint committee on the revision of the laws," was introduced and read, and on motion, referred to Committee of the Whole for further consideration.

On motion of Mr. Williams, the House took a recess until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Fox, Speaker pro tem., in the chair.

Mr. Hills, on behalf of the Enrollment Committee, presented the following report:

Cheyenne, January 15, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No. 1, beg leave to report as follows: That the same has been correctly enrolled, and with the original is herewith returned.

W. J. HILLS,

Chairman.

The Speaker pro tem. here announced that he was about to sign H. B. No. 1, by Mr. Chapman, "A bill for an act appropriating funds for the compensation for the members and officers of the Third State Legislature and expenses of said Legislature."

The Committee on Rules made the following report:

In the House of Representatives,  
January 15th, 1895.

Mr. Speaker:

The Committee on Rules begs to report that it has very carefully considered House Resolution herewith, and returns it to the House with the recommendation that it be passed, and that House rule requiring notice of introduction of bills be stricken out, and that the subsequent rules be re-numbered.

Respectfully submitted,

JAY L. TERRY,  
PITT COVERT,  
W. J. HILLS,  
J. M. LOBBAN.

On motion of Mr. Torrey, the resolution as reported back by the committee was passed by the following vote:

Ayes—32.

Noes—5.

Absent—1.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 15, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following bills were this day introduced in the Senate:

S. F. No. 16, by Mr. Craig—For an act supplemental to Chapter 10, Session Laws of 1893, and to provide for any surplus funds realized by the sale of bonds authorized by said act or remaining in the funds provided by law for the payment of the principal or interest of the bonds refunded by authority of said act.

S. F. No. 17, by Mr. Craig—For an act defining slander and the penalty for same.

S. F. No. 18, by Mr. Merrill—For an act relating to the control and maintenance of the Capitol building and grounds and providing in part for the funds with which to meet the expenses incident thereto.

S. F. No. 19, by Mr. Appleget—For an act to amend and reenact Chapter 5 of Division 6 of Title 38 of the Revised Statutes, and to repeal the same as now existing.

S. F. No. 20, by Mr. Hanson—For an act to encourage the destruction of predatory wild animals.

S. F. No. 21, by Mr. Hamlin—For an act providing that the

district courts shall always be open for the transaction of business.

S. F. No. 22, by Mr. Hamlin—For an act to amend and reenact Section 3354 of the Revised Statutes relating to the allowance of writs of error in criminal cases.

S. F. No. 23, by Mr. Cross—For an act to create and establish a state board of health, and to regulate the practice of medicine in the State of Wyoming.

S. F. No. 24, by Mr. Miller—For an act for the protection of discharged employes of companies, corporations, individuals and associations doing business in this state, and to prevent the blacklisting of discharged employes.

S. F. No. 25, by Mr. Ludvigsen—For an act amending "An act concerning primaries and public political meetings," approved January 7, 1891.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

The Committee on Enrollment reported as follows:  
Cheyenne, January 15, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No. 1, beg leave to report as follows: That the same was delivered to the Governor for his signature at 2:23 p. m to-day, taking his receipt therefor.

W. J. HILLS,  
Chairman.

On motion of Mr. Parmenter, the House resolved itself into Committee of the Whole.

Mr. Parmenter in the chair.

Upon arising, Mr. Parmenter, on behalf of the Committee of the Whole, submitted the following report:

Cheyenne, Wyo., January 15th, 1895.

Mr. Speaker:

Your Committee of the Whole, having under consideration H. B. No. 3, by Mr. Fox, "A bill for an act relating to bonds and undertakings, and regulating the admission and conduct of fidelity and surety companies," begs leave to recommend that the bill do pass as amended.

B. M. PARMENTER,  
Chairman.

On motion of Mr. Kelley, the report of the Committee of the Whole was adopted.

On motion of Mr. Van Orsdel, the House took a recess until 7:30 this evening.

#### EVENING SESSION.

House called to order at 7:30 p. m.  
Speaker pro tem., Mr. Fox, in the chair.

Mr. Torrey took the floor on a question of personal privilege and addressed the House.

On motion of Mr. Downey, the House adjourned.

M. C. BARROW,  
Chief Clerk.

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## EIGHTH DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyoming, January 16, 1895.

House met at 10 o'clock a. m., pursuant to adjournment.

Mr. Fox, Speaker pro tem., in the chair.

Roll call.

Present—Messrs. Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Speaker pro tem.

Absent—Messrs. Alger, Clark, Lobban, Minta, Mr. Speaker.

Prayer by the chaplain.

Journal of previous day's session read and approved.

Mr. Clark here appeared and requested to be noted on the Journal as present.

Mr. Speaker also appeared and reported as present.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 15, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the Senate has this day passed, under suspension of the rules:

S. F. No. 3, "A bill for an act to repeal Chapter 72 of the Session Laws enacted by the First State Legislature, relating to the statute of limitations on contracts not in writing, and to revive Section 2370 of the Revised Statutes, relating to the same subject."

Ayes—16.

Noes—0.

Absent—2.

Also, H. J. R. No. 3, for information regarding the amounts paid in the state for bounties on predatory wild animals.

Ayes—16.



Noes—0.

Absent—2.

Said S. F. No. 3 is herewith transmitted for the consideration and action of your honorable body, and said H. J. R. No. 3 is herewith respectfully returned.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

The following bills were introduced and read first time:

H. B. No. 32, by Mr. Heward, "A bill for an act to establish and support a board of labor statistics, and defining the powers and duties of the same."

Referred to the Committee on Labor.

H. B. No. 33, by Mr. Williams, "A bill for an act to amend and re-enact Sections 34 and 35 and Section 48 of Chapter 8, Session Laws of 1890 and 1891, and fixing the fees of the state engineer's office."

Referred to Committee on Lands and Irrigation.

H. B. No. 34, by Mr. Downey, "An act appropriating the sum of twelve hundred dollars out of the state treasury to reimburse M. N. Grant for expenses incurred while auditor of the Territory of Wyoming."

Referred to Committee on Revenue.

H. B. No. 35, by Mr. Alger, Mr. Brooks and Mr. Jackson, "A bill for an act authorizing the Board of County Commissioners of any County to build a court house and jail, to locate, receive by donation or purchase a site therefor, and provide for the payment thereof by the issue of bonds, and sell any old buildings or property to be replaced."

Referred to Committee on Buildings and Institutions.

H. B. No. 36, by Mr. Brooks and Mr. Jackson, "A bill for an act to amend and re-enact Section three hundred and seventy-five (375) of the Revised Statutes of Wyoming, adopted in the year one thousand eight hundred and eighty-seven."

Referred to Committee on Corporations.

H. B. No. 37, by Mr. Parmenter, "A bill for an act regulating the practice of pharmacy, licensing persons to carry on such practice and exempting them from jury duty, providing for the appointment and prescribing the powers and duties of a state board of pharmacists."

Referred to Sanitary Committee.

H. B. No. 38, by Mr. Alger, Mr. Brooks, Mr. Jackson, "An act to provide for the establishment of a branch state fish hatchery at or near the town of Sheridan, in the County of Sheridan, and providing for its management and control, for the erection of the necessary buildings and the construction of the necessary water ways and fish ponds for that purpose."

Referred to Committee on Game and Fisheries.

The following communication was received from His Excellency the Governor:

The State of Wyoming,  
Executive Chambers,  
Cheyenne, January 16, 1895.

To the Hon. Speaker of the House:

I have the honor to inform you that I have approved and signed House Bill No. 1, entitled "An act appropriating funds for the compensation of officers of the Third State Legislature, and the expenses of said Legislature."

WM. A. RICHARDS,  
Governor.

The following communication was received from the Senate:

Cheyenne, January 16, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following bills were this day introduced in the Senate:

S. F. No. 26, by Mr. Abbott, "A bill for an act to provide for the investment of the permanent funds arising from the sale of state lands."

S. F. No. 27, by Mr. Abbott, "A bill for an act to provide for the distribution of the income derived from the investment of the permanent school funds and from the leasing of state school lands."

S. F. No. 28, by Mr. Merrill, "A bill for an act to amend Sections 7, 9, 10, 11, 20, 24 and 26, Chapter 84 of the Laws of 1890 and 1891 of the State of Wyoming."

Very respectfully,

J. O. ARGESHEIMER,  
Chief Clerk.

S. F. No. 3 was received, read first time and referred to Committee on Judiciary.

Mr. Chapman, on behalf of the Committee on Ways and Means, submitted the following report:

Cheyenne, January 16th, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. No. 4, beg leave to report as follows: That the bill be passed as introduced and read.

GEO. F. CHAPMAN,  
Chairman.

On motion of Mr. Chapman, the rules were suspended and H. B. No. 4, "A bill for an act for the relief of Caroline Van Buskirk," was read a second time and considered an engrossed copy. The vote stood:

Ayes—35.

Absent—2.

On motion of Mr. Torrey, the bill was referred to the Committee on Judiciary.

On motion of Mr. Goodell, the House took a recess until 2 o'clock p. m.

—  
AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Fox, Speaker pro tem., in the chair.

On motion of Mr. Downey, the House resolved itself into committee of the whole for consideration of H. J. R. No. 4, by Mr. Downey, "A joint and concurrent resolution providing for the appointment of a Joint Committee on the Revision of the Laws."

Mr. Davis in the chair.

Upon arising, the committee made the following report:  
Cheyenne, Wyo., January 16th, 1895.

Mr. Speaker:

Your Committee of the Whole, having under the consideration H. J. R. No. 4, beg leave to report that the same has been duly considered and your committee recommend as follows: That H. J. R. No. 4 be referred to the Committee on Judiciary.

Respectfully,

L. R. DAVIS,  
Chairman.

On motion of Mr. Kelley, the report of the committee was adopted, and H. J. R. No. 4 was so referred.

H. B. No. 3 was read second time.

The following bill was introduced and read first time:

H. B. No. 39, by Mr. Alger, Mr. Brooks and Mr. Jackson, "An act to amend and re-enact Chapter 77 of the Session Laws of Wyoming for the year 1888, entitled 'An act to amend Section 3914 of the Revised Statutes of Wyoming,' approved March 9th, 1888."

Referred to Committee on Education.

On motion of Mr. Downey, the House adjourned.

M. C. BARROW,  
Chief Clerk.

—  
NINTH DAY.  
—

Hall of the House of Representatives,  
Cheyenne, Wyoming, January 17, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol,

Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Mr. Minta.

Prayer by the chaplain.

Journal of previous day's session read and approved.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 16, 1895.

Hon. Speaker of the House:

Sir—I have the honor to transmit herewith S. J. R. No. 2, "For the employment of additional clerical assistance in the Senate and House of Representatives," which this day passed the Senate, under suspension of the rules, by the following vote:

Ayes—13.

Noes—0.

Absent—5.

The concurrence of the Honorable House is very respectfully requested.

J. C. ARGESHEIMER,  
Chief Clerk.

On motion of Mr. Goodell, the communication of His Excellency the Governor, under date of January 15th, together with the reports of the several state officers, was transmitted to the Honorable Senate.

The petitions of D. Althrop and others were read by the clerk and referred to Committee on Lands and Irrigation.

Mr. Parmenter moved that the rule with reference to first reading of bills be suspended for the day, and the bills be read by title only. The motion was carried by the following vote:

Ayes—25.

Noes—10.

Absent—2.

The following bills were introduced and read first time:

H. B. No. 40, by Mr. Higgins, "A bill for an act consolidating the office of clerk of the district court and county treasurer in counties having an assessed valuation not exceeding two millions of dollars, providing that in such counties the duties of county treasurer shall be performed by the clerk of the district court under an ex-officio title, fixing the compensation to be paid to the clerk of the district court in such cases, and for other purposes."

Referred to Committee on Counties.

H. B. No. 41, by Mr. Finch, "A bill for an act to encourage the destruction of predatory wild animals, and for other purposes."

Referred to Committee on Live Stock.

H. B. No. 42, by Mr. Hills, "A bill for an act to amend and re-enact Section 3, Chapter 5, of the Session Laws of the State of Wyoming, entitled 'An act fixing the compensation of officers and members of Legislature of Wyoming,' approved December 17, 1890.

Referred to Committee on Revenue.

H. B. No. 43, by Mr. Hills, "A bill for an act for the protection of game and fish."

Referred to Committee on Game and Fisheries.

H. B. No. 44, by Mr. Kelley, "A bill for an act giving power to the Board of Trustees of any school district to establish and maintain the kindergarten system of instructions in the public schools, at which children between the ages of four and six years may receive such instruction."

Referred to Committee on Education.

H. B. No. 45, by Mr. Kelley, "A bill for an act to amend and re-enact Section 2937 of the Revised Statutes of Wyoming."

Referred to Committee on Judiciary.

H. B. No. 46, by Mr. Finch, "A bill for an act to amend and re-enact Section 9 of Chapter 69 of the Session Laws of 1890 and 1891 of the State of Wyoming, being an act entitled 'An act providing for the propagation, distribution and protection of fish.'"

Referred to Committee on Game and Fisheries.

H. B. No. 47, by Mr. Davis, "A bill for an act providing a penalty for the neglect or refusal of a County Treasurer to collect personal property taxes, or to file a delinquent tax list."

Referred to Committee on Revenue.

H. B. No. 48, by Mr. Parmenter, "A bill for an act to amend and re-enact clause ninth of Section 1 of an act entitled 'An act concerning attachments in civil actions in the district courts,' approved February 24, 1890."

Referred to Committee on Judiciary.

H. B. No. 49, by Mr. Parmenter, "A bill for an act to amend Chapter 1 of Title 1 of the Revised Statutes of Wyoming."

Referred to Committee on Revenue.

H. B. No. 50, by Mr. Van Orsdel, "A bill for an act to amend Section 2436 of the Revised Statutes of Wyoming."

Referred to Committee on Judiciary.

H. B. No. 51, by Mr. Van Orsdel, "A bill for an act to amend and re-enact Section 2878 of the Revised Statutes of Wyoming."

Referred to Committee on Judiciary.

H. B. No. 52, by Mr. Van Orsdel, "A bill for an act to provide for the impeachment of witnesses."

Referred to Committee on Judiciary.

H. B. No. 53, by Mr. Van Orsdel, "A bill for an act to amend and re-enact Section 2466 of the Revised Statutes of Wyoming."

Referred to Committee on Judiciary.

H. B. No. 54, by Mr. Sullivan, "A bill for an act to encourage the destruction of predatory wild animals, and providing bounties for the killing thereof, and making an appropriation for the payment of such bounties, and for the repeal of Chapter 21 of the Session Laws of 1890, and Chapter 6 of the Session Laws of 1893.

Referred to Committee on Live Stock.

H. B. No. 55, by Mr. Sullivan, "An act to provide for a change of venue, and for a change of judge in the District Court in the State of Wyoming, and to repeal Chapter 3 of Title 40 of the Revised Statutes of Wyoming, adopted in 1887."

Referred to Committee on Judiciary.

H. B. No. 56, by Mr. Hills, "A bill for an act to prevent cruelty to animals, to provide punishment therefor, and to repeal all acts and parts of acts in conflict with this act."

Referred to Committee on Live Stock.

H. B. No. 57, by Mr. Downey, "A bill for an act to protect the waters of the State from the encroachments of appropriators in other States and Territories, authorizing proceedings therefor, and appropriating money to pay the expenses thereof."

Referred to Committee on Lands and Irrigation.

Mr. Downey, on behalf of the Committee on Judiciary, submitted the following report:

Cheyenne, Wyo., January 17, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 5, "A bill for an act to amend and re-enact Section 1481 of Chapter 1, Title 27, of the Revised Statutes of Wyoming," and S. F. No. 3, "A bill for an act to repeal Chapter 72 of the Session Laws of Wyoming," approved January 10, 1891, and to revive Section 2370 of the Revised Statutes of Wyoming; also, H. B. No. 13, "A bill to amend Chapter 72 of the Session Laws of Wyoming for 1890 and 1891, relating to limitations of actions upon contracts not in writing, and liabilities created by statute other than for forfeiture or penalty; also, H. B. No. 15, "A bill to repeal all laws relating to bounties on wild animals;" also, H. B. No. 16, "A bill for an act amending Section 3435 of the Revised Statutes of Wyoming," beg leave to report the same back to the House, with the recommendation that they do pass.

S. W. DOWNEY,  
Chairman.

The following report was received from the Committee on Judiciary:

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. J. R. No. 4, beg leave to report as follows: That the same be indefinitely postponed.

S. W. DOWNEY,  
Chairman.

Mr. Fox, Speaker pro tem., here took the chair.

On motion of Mr. Downey, the report of the Committee on Judiciary in reference to H. J. R. No. 4 was adopted by the following vote:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brown Chapman, Corson, Covert, Davis, Downey, Goodell, Gregory, Hertzog, Heward, Hills, Iredale, Jackson, Kelley, Parmenter, Platt, Scott, Van Orsdel, Williams—23.

Noes—Messrs. Alger, Brooks, Finch, Fox, Henry, Higgins, Knittle, Lobban, Mahoney, Ranney, Sullivan, Mr. Speaker—12.

Absent—Messrs. Clark, Minta—2.

Mr. Speaker here resumed the chair.

Mr. Iredale, on behalf of the Committee on Mines, submitted the following report:

Mr. Speaker:

Your Committee No. 12, on Mines, to whom was referred H. B. No. 7, beg leave to report as follows: That it pass, with the following amendments: That the word "twenty," in line two, in Section 15, be stricken out, and "forty" inserted; that the word "forty," in line four, in Section 15, be stricken out and the word "sixty" be inserted, and that the word "forty," in line two, in Section 19, be stricken out and the word "sixty" inserted.

JOSEPH IREDALE,  
Chairman.

And H. B. No. 7 was referred to Committee of the Whole.

Recess.

House again called to order.

On motion of Mr. Downey, Mr. Baker, of the Second State Legislature, was extended the courtesy of the floor, and a committee of two appointed to introduce Mr. Baker to the Speaker, such committee consisting of Messrs. Downey and Sullivan, which duty they performed.

The following report was received from the Committee on Enrollment:

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. J. R. No. 3, beg leave to report as follows: That the same has been correctly enrolled, and, with the original, is herewith returned.

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign H. J. R. No. 3, by Mr. Fox, "For information regarding the amounts paid in the State for bounties on predatory wild animals." There being no objection, he proceeded to sign the same in the presence of the House.

On motion of Mr. Heward, the House took a recess until 2 o'clock p. m.

## AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

Mr. Mahoney made the following motion:

Mr. Speaker:

I move that House Bill No. 3, entitled "An act relating to bonds and undertakings, and relating to admission and conduct of fidelity and surety companies to be recommitted to the Committee on Judiciary, with instructions to make the following amendments to said bill, viz.: Amend Section 1 by adding after the word "country," in line 12, of page 1, the words "but nothing in this act contained shall be deemed or considered to authorize any such company to sign, execute or deliver any bond in any legal proceedings, civil or criminal, or in any proceeding pending in any court in this state." And that they be further instructed to amend Section 2 of said bill by adding after the word "company," in line 14, of page 2, the words "and such company shall, before license is issued to it, deposit with the Insurance Commissioner of this State \$50,000 in the bonds of the State of Wyoming, or of some county or city thereof, as and for security for its policy holders."

And that such committee be further instructed to amend Section 4 of said act by adding after the word "statement," in line 7, of page 3, the words "such statement shall also show the amount of risks outstanding by said company in the State of Wyoming, and the date thereof, and the amount of the deposit of bonds as herein before provided shall never be less than \$50,000, and never less than 25 per centum of the amount of risks outstanding by said company in the State of Wyoming.

And that said committee be further instructed to amend Section 9 in said bill by striking out the whole thereof, and inserting in lieu thereof the words, "Section 9. Any such company shall be at liberty to, and is hereby authorized, instead of depositing the bonds herein before required with the Insurance Commissioner, to file with him proof that such company is the owner of unincumbered improved real estate in this State of a value equal to the amount of the bonds so as aforesaid required to be deposited with the Insurance Commissioner. If such Insurance Commissioner sees fit at any time he may order such real estate to be appraised by any three disinterested freeholders of this State, to be appointed by him, and the expenses of such appraisal to be paid by said company. If such appraisal shall show the value of such property to be less than \$50,000, or less than 25 per centum of the risks of such company outstanding in this State, he shall require such company to make the same good within thirty days after the receipt of notice, and in case such company fails so to do, its license shall be cancelled.



"Section 10. This act shall take effect and be in force from and after its passage."

And that such committee be further instructed to report said bill so amended to this House forthwith.

JOHN MAHONEY.

Which motion was adopted, and H. B. No. 3 was recommended to the Committee on Judiciary.

The following bills were introduced and read first time:

H. B. No. 58, by Mr. Van Orsdel, "A bill for an act relative to the conduct of elections."

Referred to Committee on Elections.

H. B. No. 59, by Mr. Downey, "A bill for an act to prevent and punish wrongs to children."

Referred to Committee on Judiciary.

The following communications were received from the Senate:

Senate Chamber,  
Cheyenne, January 17th, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following entitled bills were this day introduced in the Senate:

S. F. No. 29, by Mr. Hoyt, for an act entitled "An act to amend Section 10 of an act entitled 'An act prescribing and designating the number of officers of the Legislative Assemblies of the State of Wyoming,' approved November 29th, 1890."

S. F. No. 30, by Mr. Appelget, "A bill for an act to require the registration of all firms and associations not incorporated, and providing penalties for non-performance."

S. F. No. 31, by Mr. Appelget, "A bill for an act requiring all conditional sales or transfers of personal property to be in writing, and placed of record in county in which vendee or lessee resides."

S. F. No. 32, by Mr. McGill, "A bill for an act to repeal Section 3843 of the Revised Statutes of Wyoming."

S. F. No. 33, by Mr. McGill, "A bill for an act to amend Section 13, Chapter 47, of the Session Laws of 1888, passed by the Tenth Legislative Assembly of the Territory of Wyoming, in such manner as to provide that jurors may be summoned by registered letter."

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, January 17th, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following entitled bills this day passed the Senate:

S. F. No. 1, "A bill for an act to amend and re-enact Chap-

ter 36 of the Session Laws of Wyoming Territory passed by Eleventh Legislative Assembly, approved March 8, 1890, being 'An act relating to the manner of taking appeals from justice courts, and for other purposes.'

Ayes—15.

Noes—0.

Absent—3.

S. F. No. 2, "A bill for an act to amend and re-enact Section 2519 and Section 2522 of the Revised Statutes of Wyoming, relating to civil procedure."

Ayes—15.

Noes—0.

Absent—3.

S. F. No. 6, "A bill for an act to amend and re-enact Section 2872 of the Revised Statutes of Wyoming, defining the form of writ of attachment."

Ayes—15.

Noes—0.

Absent—3.

And said Senate Files Nos. 1, 2 and 6 are herewith transmitted for the consideration and action of your honorable body

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

H. B. No. 60, by Mr. Parmenter, "A bill for an act relating to exhibition licenses," was read first time and referred to Committee on Revenue.

The following bills were read first time:

S. F. No. 1, by Mr. Hamlin, "A bill for an act to amend and re-enact Chapter 36 of the Session Laws of Wyoming Territory, passed by the Eleventh Legislative Assembly, approved March 8, 1890, being an act relating to the manner of taking appeals from justice court, and for other purposes."

Referred to Committee on Judiciary.

S. F. No. 2, by Mr. Hamlin, "A bill for an act to amend and re-enact Sections 2519 and 2522 of the Revised Statutes of Wyoming, relating to civil procedure."

Referred to Committee on Judiciary.

S. F. No. 6, by Mr. Craig, "A bill for an act to amend and re-enact Section 2872 of the Revised Statutes of Wyoming, defining the form of a writ of attachment."

Referred to Committee on Judiciary.

On motion of Mr. Parmenter, the House resolved itself into committee of the whole.

Mr. Williams in the chair.

Upon arising, the committee made the following report:

Cheyenne, Wyo., January 17, 1895.

Mr. Speaker:

Your Committee of the Whole, having under consideration

bills on the general file, beg leave to report that the same have been duly considered, and your committee recommends as follows:

That H. B. No. 7 be recommitted to the Committee on Mines, with instructions to provide for the repeal of the section requiring recording and district recorder.

That H. B. No. 5 do pass.

That H. B. No. 13 do not pass.

That H. B. No. 15 be recommitted.

That H. B. No. 16 do pass.

That S. F. No. 3 do not pass.

Respectfully,

FRANK O. WILLIAMS,

Chairman.

On motion of Mr. Finch, the report of the Committee of the Whole was accepted.

M. C. BARROW,

Chief Clerk.

## TENTH DAY.

Hall of the House of Representatives,  
Cheyenne, Wyoming, January 18, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Mahoney, Minta.

Prayer by the chaplain.

The journal of preceding day's session read and approved.

On motion of Mr. Williams, Mr. Mahoney was granted indefinite leave of absence on account of sickness in his family.

The following bills were introduced and read first time:

H. B. No. 61, by Mr. Hills, "A bill for an act providing for an appropriation to aid in teaching science of mining and metalurgy in the University of Wyoming, and to provide for free assays for all residents of the State of Wyoming."

Referred to Committee on Ways and Means.

H. B. No. 62, by Mr. Jackson, "A bill for an act to amend

and re-enact Section 445 of the Revised Statutes of Wyoming, relative to general incorporation of towns."

Referred to Committee on Corporations.

H. B. No. 63, by Mr. Fox, "A bill for an act creating the office of state geologist and regulating the compensation, duties and contingent expenses thereof, and repealing former laws on that subject."

Referred to Committee on Revenue.

H. B. No. 64, by Mr. Fox, "A bill concerning the validity of chattel mortgages, and repealing all laws inconsistent therewith."

Referred to Committee on Judiciary.

H. B. No. 65, by Mr. Fox, "A bill for an act providing that a printed copy of all bills introduced in the Legislature shall be mailed to each County Clerk in this State."

Referred to Committee on Counties.

H. B. No. 66, by Committee on Printing, "A bill for an act to amend and re-enact Section 1 of Chapter 48 of the Session Laws of 1890 and 1891."

Referred to Committee on Printing.

H. B. No. 67, by Committee on Printing, "A bill for an act providing for the printing of the journals of the Second and Third Legislatures of the State of Wyoming and making an appropriation therefor."

Referred to Committee on Printing.

The following report was received from the Committee on Enrollment:

Cheyenne, January 18, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. J. R. No. 3, beg leave to report as follows: That the same has been signed by the President of the Hon. Senate and was delivered to the Governor for his signature at 10:25 a. m. to-day, taking his receipt therefor.

W. J. HILLS,  
Chairman.

The following reports were received from the Committee on Judiciary:

Cheyenne, January 18, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 18, beg leave to report as follows: That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, January 18, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 24, beg leave to report as follows: That the same do not pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, January 18, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 19, beg leave to report as follows: That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, January 18, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 26, beg leave to report as follows: That the same be referred to the Committee of the Whole without recommendation.

S. W. DOWNEY,  
Chairman.

Cheyenne, January 18, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 52, beg leave to report as follows: That the same do not pass.

S. W. DOWNEY,  
Chairman.

Mr. Fox, on behalf of the Committee on Revenue, submits the following report:

Cheyenne, January 18, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred H. B. No. 12, beg leave to report as follows: Amend the same by adding Section No. 8, as follows "All acts and parts of acts inconsistent with this act are hereby repealed," and with this amendment the bill do pass.

GEO. W. FOX,  
Chairman.

The Committee on Printing reported as follows:

Cheyenne, January 18, 1895.

Mr. Speaker:

Your Committee on Printing, to whom was referred H. J. R. Nos. 1 and 2, beg leave to report as follows: Recommending their passage.

S. A. BRISTOL,  
Chairman.

H. J. R. No. 5, by Mr. Barrett, "Providing for a committee to examine accounts and records of the Auditor and Treasurer," was read first time.

On motion of Mr. Barrett, the rules were suspended for consideration of H. J. R. No. 5, by the following vote:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—32.

Noes—Mr. Parmenter—1.

Absent—Messrs. Alger, Knittle, Mahoney, Minta—4.

H. J. R. No. 5, by Mr. Barrett, "Providing for a committee to examine accounts and records of the Auditor and Treasurer," under suspension of the rules, was read second and third time and passed by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Hills, Heward, Higgins, Iredale, Jackson, Kelley, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—35.

Absent—Messrs. Mahoney, Minta—2.

Whereupon Mr. Speaker appointed Messrs. Barrett and Corson as such committee.

Mr. Parmenter introduced the following resolution:

Resolved, That Section 6 of the Rules of the House of Representatives be amended by striking out the words as follows: "The chief clerk shall immediately read the same," and inserting in lieu thereof words as follows: "The bill shall be read by title only unless the House shall otherwise direct," which was referred to the Committee of the Whole.

The following resolution was offered by Mr. Downey:

Resolved, That the Honorable Speaker of the House of Representatives be requested to apportion the various parts of the Message of His Excellency the Governor to the appropriate committees. And that the Honorable Attorney General of the State be requested to draw bills in accordance with the recommendations of the Governor, when requested by the respective committees.

On motion of Mr. Downey, the resolution was adopted by unanimous vote.

On motion of Mr. Downey, the report of the Committee of the Whole on S. F. No. 3, "That the bill do not pass," was adopted.

The following communication was received from the Senate:

Cheyenne, January 18, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following entitled bills were this day introduced in the Senate:

S. F. No. 34, by Mr. Appleget—For an act to amend and reenact Section 3570 of the Revised Statutes, and to repeal Sections 3571 and 3572 thereof.

S. F. No. 35, by Mr. Appleget—For an act to repeal Section 2 of Chapter 87 of the Laws of 1890 and 1891, and to repeal Section 13 of Chapter 7 of the Laws of 1890 and 1891, concerning chattel mortgages.

S. F. No. 36, by Mr. Abbott—For an act to amend Sections

37 and 47 of Chapter 2 of Title 1 of the Revised Statutes of Wyoming.

S. F. No. 37, by Mr. Hoyt—For an act to amend Section 3771 of the Revised Statutes of Wyoming of 1887.

S. F. No. 38, by Mr. Hamlin—For an act to amend and reenact Sections 3628, 3629 and 3630 of the Revised Statutes of Wyoming, providing for trial and a change of justice in criminal cases.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

S. F. No. 3, by Mr. Hamlin, "A bill for an act to repeal Chapter 72 of the Session Laws of the State of Wyoming, enacted by the First Legislature, and approved January 10, 1891, relating to the statute of limitations on contracts not in writing, and to revive Section 2370 of the Revised Statutes of Wyoming relating to the same subject," was read a second time, and, on motion of Mr. Kelley, was indefinitely postponed.

H. B. No. 5, by Mr. Fox, "A bill for an act to amend and reenact Section 1481 of Chapter 1, Title 27 of the Revised Statutes of Wyoming," was read a second time and ordered engrossed.

H. B. No. 13, by Mr. Hertzog, "A bill to amend Chapter 72 of the Session Laws of Wyoming for 1890 and 1891, relating to limitations of actions upon contracts not in writing, and liabilities created by statute other than for forfeiture or penalty," was read second time, and, on motion of Mr. Goodell, was indefinitely postponed.

H. B. No. 16, by Mr. Van Orsdel, "An act amending Section 3435, Revised Statutes of Wyoming," was read a second time and ordered engrossed.

On motion of Mr. Kelley, the House resolved itself into committee of the whole for consideration of bills on general file.

Mr. Chapman in the chair.

Upon arising, the committee made the following report:

Mr. Speaker in the chair.

Cheyenne, Wyo., January 18, 1895.

Mr. Speaker:

Your Committee of the Whole, having under consideration bills on the general file, beg leave to report that the same have been duly considered, and your committee recommend as follows:

That H. B. No. 19 do pass.

That H. B. No. 24 do not pass.

That H. B. No. 18 do not pass

Respectfully,  
G. F. CHAPMAN,  
Chairman.

On motion of Mr. Kelley, the House took a recess until 2 o'clock p. m.

## AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 18th, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following entitled bills this day passed the Senate:

S. F. No. 8, "A bill for an act to amend and re-enact Section 1047 of the Revised Statutes of Wyoming, defining offenses by cheats, swindlers and others."

Ayes—16.

Noes—0.

Absent—2.

S. F. No. 12, "A bill for an act to amend and re-enact Section 2788 of the Revised Statutes of Wyoming."

Ayes—16.

Noes—0.

Absent—2.

S. F. No. 13, "A bill for an act to amend and re-enact Section 3514 of the Revised Statutes of Wyoming."

Ayes—16.

Noes—0.

Absent—2.

And said Senate Files Nos. 8, 12 and 13 are herewith transmitted for the consideration and action of your honorable body.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

The following bills were read first time:

S. F. No 8, by Mr Hanson, "A bill for an act to amend and re-enact Section 1047 of the Revised Statutes of Wyoming, defining offenses by cheats, swindlers and others."

Referred to Committee on Agriculture.

S. F. No. 12, by Mr. Appelget, "An act to amend and re-enact Section 2788 of the Revised Statutes of Wyoming."

Referred to Committee on Judiciary.

S. F. No. 13, by Mr. Appelget, "Stay in justice court, for an act to amend and re-enact Section 3514 of the Revised Statutes of Wyoming."

Referred to Committee on Judiciary.

On motion of Mr. Fox, the House went into committee of the whole for the purpose of considering bills on general file.

Mr. Iredale in the chair.

Upon arising, the committee made the following report:

Mr. Speaker in the chair.



Cheyenne, Wyo., January 18, 1895.

Mr. Speaker:

Your Committee of the Whole, having under consideration bills on the general file, beg to report that the same have been duly considered, and your committee recommends as follows:

That resolution of Mr. Parmenter, relating to amendment of Rule No. 6, do not pass.

That H. B. No. 12 do pass as amended.

That H. J. R. No. 1 do pass.

That H. J. R. No. 2 do pass as amended.

That H. B. No. 52 be recommitted.

Yours respectfully,

JOS. IREDALE,

Chairman.

On motion, the report was received.

By unanimous consent, Messrs. Heward, Hills and Brown were granted leave of absence until 10 o'clock Monday morning, January 21st, 1895.

The following communication was received from the Senate:

Senate Chamber,

Cheyenne, January 18, 1895.

Hon. Speaker of the House:

Sir—I have the honor to transmit herewith S. F. No. 29, "A bill for an act to amend Section 10 of an act entitled 'An act prescribing and designating the number of officers of the Legislative Assemblies of the State of Wyoming, and defining their respective duties,' approved November 29th, 1890," which this day passed the Senate, under suspension of the rules, by the following vote:

Ayes—16.

Noes—0.

Absent—2.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

S. F. No. 29, by Mr. Hoyt, "A bill for an act providing for a janitor and page for the Senate," was read first time.

On motion of Mr. Kelley, the rules were suspended for the purpose of taking final action on S. F. No. 29 by the following vote:

Ayes—33.

Noes—1.

Absent—3.

Under suspension of the rules, S. F. No. 29 was read a second and third time and passed by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Ire-

dale, Jackson, Kelley, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—34.

Absent—Messrs. Hills, Mahoney, Minta—3.

On motion, the House adjourned.

M. C. BARROW,  
Chief Clerk.

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### ELEVENTH DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyoming, January 19, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Higgins, Iredale, Jackson, Kelley, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Brown, Chapman, Heward, Hills, Mahoney, Minta.

Prayer by the chaplain.

On motion of Mr. Goodell, Mr. Chapman, of Uinta, was excused.

Journal of previous day's session read and approved.

The following communication was received and read:

Mr. and Mrs. Francis E. Warren, Mr. and Mrs. Clarence D. Clark and Mr. Frank W. Mondell request the presence of the Honorable Speaker and members and officers of the House, with their ladies, on Wednesday evening, January 23d, at Turner Hall. Reception from 8 to 9:30 o'clock. Promenade concert and dancing at 9:30 o'clock.

And on motion of Mr. Iredale, the invitation was accepted.

### FIRST READING OF BILLS.

The following bills were introduced and read first time:

H. B. No. 68, by Mr. Downey, "A bill for an act to provide for the designation of state depositories and to regulate the rate of interest on public monies therein."

Referred to Committee on Revenue.

H. B. No. 69, by Mr. Downey, "A bill for an act to amend Section 2237 of the Revised Statutes of Wyoming relating to Wills."

Referred to Committee on Judiciary.

H. B. No. 70, by Mr. Platt, "A bill for an act fixing the term of County Commissioners in the several counties of the state."

Referred to Committee on Counties.

H. B. No. 71, by Mr. Higgins, "A bill for an act to amend and re-enact Section 5 of Chapter 56 of the Session Laws of the State of Wyoming, enacted by the First Legislative Assembly of the State of Wyoming, being an act entitled 'An act providing for deputies and assistants of certain county and district officers,' approved January 10, 1891."

Referred to Committee on Counties.

H. B. No. 72, by Mr. Higgins, "A bill for an act to amend and re-enact Sections 15 and 27 of Chapter 80 of the Session Laws of Wyoming Territory, enacted by the Eleventh Legislative Assembly of the Territory of Wyoming, being an act entitled 'An act concerning elections,' and for other purposes, approved March 14, 1890."

Referred to Committee on Elections.

H. B. No. 73, by Mr. Higgins, "A bill for an act concerning the mileage to be charged by the county treasurers in the collection of delinquent taxes, and for other purposes."

Referred to Committee on Counties.

Mr. Ranney, on behalf of the Committee on Engrossment, submitted the following report:

House of Representatives,  
January 17th, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 5 and 16 have this day been duly and properly engrossed and are hereby returned to your honorable body for action.

Very respectfully submitted,

E. L. RANNEY,

Chairman.

The following report was received from the Committee on Elections:

Cheyenne, January 19, 1895.

Mr. Speaker:

Your Committee on Elections, to whom was referred H. B. No. 58, beg leave to report as follows: We return said bill herewith, with the recommendation that it do not pass.

PATRICK SULLIVAN,

A. D. KELLEY.

The Committee on Revenue submitted the following reports:

Cheyenne, January 19, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred H. B. No. 60, beg leave to report as follows: We return the bill back to the House with the recommendation that it do pass.

GEO. W. FOX,

Chairman.

Cheyenne, January 19, 1895.

Mr. Speaker.

Your Committee on Revenue, to whom was referred H. B. No. 49, beg leave to report as follows: We return the bill to the House with the recommendation that it do not pass.

GEO. W. FOX,  
Chairman.

Cheyenne, January 19, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred H. B. No. 34, beg leave to report as follows: We refer the bill back to the Committee of the Whole without recommendation.

GEO. W. FOX,  
Chairman.

Cheyenne, January 19, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred H. B. No. 47, beg leave to report as follows: We refer the bill back to the House with the recommendation that it do not pass.

GEO. W. FOX,  
Chairman.

The following report was submitted by the Committee on Judiciary:

Cheyenne, January 19, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred S. F. No. 6, beg leave to report as follows: That the same do pass.

S. W. DOWNEY,  
Chairman.

The Committee on Federal Relations reported as follows:

Cheyenne, January 19, 1895.

Mr. Speaker:

Your Committee No. 18, on Federal Relations, to whom was referred H. B. No. 29, beg leave to report as follows: That the said bill be amended in Section 1, second line, by inserting after the word "twelve" the words, "Per centum per annum," and striking out the words, "dollars per year upon one hundred dollars;" and in Section 2, second line, by inserting after the word "of" the words, "Eight per cent. per annum," and striking out the words, "Ten dollars per year upon one hundred dollars;" and in Section 3, third line, by inserting after the word "of" the words, "Eight per cent. per annum," and striking out the words, "Ten dollars upon each one hundred dollars annually;" and in Section 4, first line, by inserting after the word "writing" the words, "In the absence of contract specifying the rate," and striking out the word "ten," in the fifth line, and substituting the word "eight" therefor; and that there be added to the bill:

"Sec. 12. This act shall take effect and be in force from and after its passage."

And with the above amendments, recommend that the bill do pass.

L. R. DAVIS,  
Chairman.

Mr. Downey, on behalf of the Committee on Judiciary, made the following report:

Cheyenne, January 19, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 4, beg leave to report as follows: That the same do not pass. Attention is called to letter from the Hon. Attorney General herewith enclosed. The committee recommend that the Attorney General be requested to prepare a general law covering the class of cases such as contained in this bill.

S. W. DOWNEY,  
Chairman.

State of Wyoming,  
Attorney General's Office,  
Cheyenne, January 17th, 1895.

Hon. S. W. Downey, Chairman Judiciary Committee, House of Representatives:

Sir—I enclose herewith my opinion in regard to the bill for the relief of Caroline Van Buskirk, requested in your communication of the 16th instant.

Yours truly,

BENJAMIN F. FOWLER,  
Attorney General.

State of Wyoming,  
Attorney General's Office,  
Cheyenne, January 17th, 1895.

Hon. Stephen W. Downey, Chairman Committee on Judiciary, House of Representatives of the Third Legislature of the State of Wyoming:

Dear Sir—I have the honor to acknowledge receipt of your communication of the 16th of January, in which you refer to the House bill, being an act for the relief of Caroline Van Buskirk, in which communication you ask whether, if this bill should be passed by the Legislature, it would be constitutional.

In reply, I desire to state that Section 27 of Article III of the Constitution of Wyoming provides that: "The Legislature shall not pass local or special laws in any of the following enumerated cases, that is to say: For granting divorces; laying out, opening, altering or working roads or highways; vacating roads, town plats, streets, alleys or public grounds; locating or changing county seats; regulating county or township affairs; incorporation of cities, towns or villages; or changing or amending the charters of any cities, towns or villages; regulating the practice in courts of justice; regulating the duties and jurisdic-

tion of justices of the peace, police magistrates or constables; changing the rules of evidence in any trial, or inquiry; providing for changes of venue in criminal or civil cases; declaring any person of age; for limitation of civil actions; giving effect to any informal or invalid deed; summoning or impanelling petit or grand juries; providing for the management of common schools; regulating the rate of interest on money; the opening or conducting of any election, or designating the place of voting; the sale or mortgage of real estate belonging to minors or others under disability; chartering or licensing ferries or bridges or toll roads; chartering banks, insurance companies and loan and trust companies; remitting fines, penalties or forfeitures; creating, increasing or decreasing fees, percentages or allowances of public officers; changing the law of descent; granting to any corporation, association or individual the right to lay down railroad tracks, or any special or exclusive privilege, immunity or franchise whatever, or amending the existing charter for such purpose; for punishment of crimes; changing the names of persons or places; for the assessment or collection of taxes; affecting estates of deceased persons, minors, or others under legal disabilities; extending the time for the collection of taxes; refunding money paid into the State treasury; relinquishing or extinguishing in whole or in part the indebtedness, liabilities or obligation of any corporation or person to this State or to any municipal corporation therein; exempting property from taxation; restoring to citizenship persons convicted of infamous crimes; authorizing the creation, extension of impairing of liens; creating offices or prescribing the powers or duties of offices in counties, cities, townships or school districts; or authorizing the adoption or legitimation of children. In all other cases, where a general law can be made applicable, no special law shall be enacted."

You will notice that this section distinctly takes from the Legislature the power to pass any bill of a special or private character refunding money paid into the State treasury.

The bill referred to provides that funds be appropriated out of the State treasury to reimburse Caroline Van Buskirk for principal and interest of the first and second annual payments made by her to the State of Wyoming, on account of school land lease No. 290.

The money paid by Caroline Van Buskirk, whether paid rightly or not, was paid into the State treasury, and while the Legislature would unquestionably have authority to pass a general law which might cover this or similar cases, they certainly would not be authorized to pass special legislation which would conflict with the constitutional limitation, no matter how just the claim might be.

Very respectfully,

BENJAMIN F. FOWLER,  
Attorney General.

The following reports were submitted by the Committee on Judiciary:

Cheyenne, January 19, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred H. B. No. 51, beg leave to report as follows: Amend title to read as follows: "An act to amend and re-enact Section 2878 of the Revised Statutes of Wyoming relating to affidavit for garnishment and service of same," and that the bill as amended do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, January 19, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred H. B. No. 50, beg leave to report as follows: Amend title to read: "An act to amend and re-enact Section 2436 of Revised Statutes of Wyoming relating to affidavit for service by publication," and that the bill as amended do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, January 19, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred H. B. No. 45, beg leave to report as follows: Amend title to read: "An act to amend and re-enact Section 2937 of the Revised Statutes of Wyoming relating to oath and undertaking of receiver," and that the bill as amended do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, January 19, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred S. F. No. 12, beg leave to report as follows: That Senate File No. 12, entitled "An act to amend and re-enact Section 2788 of the Revised Statutes of Wyoming," do not pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, January 19, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred H. B. No. 20, beg leave to report as follows: "A bill for an act regulating the jury system, and providing that in all cases, both civil and criminal, a verdict may be rendered upon the concurrence of five-sixths of the whole number of jurors," recommend that the same do not pass.

S. W. DOWNEY,  
Chairman.

The Speaker here announced that he was about to sign S. F. No. 29, by Mr. Hoyt, "A bill for an act providing for a janitor

and page for the Senate." There being no objection offered, he proceeded to sign the same in the presence of the House.

# BILLS ON SECOND READING.

The following bills were read second time:

H. B. No. 24, by Mr. Scott, "A bill for an act in relation to approval of bonds and for other purposes."

On motion of Mr. Kelley, was indefinitely postponed.

H. B. No. 18, by Mr. Van Orsdel, "An act to abolish days of grace."

On motion of Mr. Fox, was indefinitely postponed.

H. B. No. 19, by Mr. Higgins, "An act to amend and re-enact Section 2 of Chapter 4 of the Session Laws of the State of Wyoming, enacted by the Second State Legislature, approved February 9, 1893, defining the judicial districts of the state, and prescribing the time for holding the terms of the district court in the several counties of each judicial district.

Ordered engrossed.

H. B. No. 12, by Mr. Hertzog, "A bill for an act entitled "An act concerning municipal corporations, regulating the assessment of property, the equalization of payment and collection of taxes, and the custody of funds of incorporated cities and towns."

Ordered engrossed.

H. J. R. No. 1, by Mr. Parmenter, "Providing for the printing of 1,000 copies of the Governor's Message."

Ordered engrossed.

H. J. R. No. 2, by Mr. Parmenter, "Providing state officers with copies of printed bills."

Ordered engrossed.

Recess.

House again called to order.

On motion of Mr. Kelley, the House resolved itself into committee of the whole for the purpose of considering bills on general file.

Mr. Bristol in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, January 19, 1895.

Mr. Speaker:

Your Committee of the Whole, to whom was referred bills on the general file, desire to report as follows:

House Bill No. 26, as amended, reported back, recommending its passage.

House Bill No. 64, be recommitted to Committee on Judiciary.

House Bill No. 47, recommending it be indefinitely postponed.

House Bill No. 49, recommending indefinite postponement.



House Bill No. 60, recommending its passage.

S. A. BRISTOL,  
Chairman.

On motion, the report was adopted.

#### BILLS ON FINAL PASSAGE.

The following bills were introduced and read first time:

H. B. No. 74, by Mr. Parmenter, "A bill for an act to provide for the better protection of the earnings of laborers, servants and other employes of corporations, firms or individuals engaged in interstate business."

Referred to Committee on Corporations.

H. B. No. 75, by Mr. Finch, "A bill for an act to amend and re-enact Section 7 of Chapter 17 of an act entitled 'An act to provide for probate jurisdiction and procedure and prescribing the duties of courts and the officers in connection therewith.'"

Referred to Committee on Judiciary.

H. B. No. 76, by Mr. Van Orsdel, "A bill for an act entitled 'An act regulating the examination and admission of attorneys-at-law.'"

Referred to Committee on Judiciary.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 19, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the Senate this day passed:

S. F. No. 4, "A bill for an act to provide seals for clerks of the district court and county clerks in the several counties of the state," by the following vote:

Ayes—13.

Absent—5.

And said bill is herewith transmitted for the consideration and action of the Honorable House.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

S. F. No. 4, by Mr. Hamlin, "A bill for an act to provide seals for clerks of the district court and county clerks in the several counties of the state," was read first time and referred to Committee on Counties.

H. J. R. No. 6, by Mr. Covert, "For the appointing of a joint committee to recommend amendments to our State Constitution," was read first time and referred to Committee of the Whole.

#### BILLS ON THIRD READING.

H. B. No. 5, by Mr. Fox, "A bill for an act to amend and re-enact Section 1481 of Chapter 1, Title 27, of the Revised

Statutes of Wyoming," was read a third time and passed by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Higgins, Iredale, Jackson, Kelley, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—31.

Absent—Messrs. Brown, Chapman, Heward, Hills, Mahoney, Minta—6.

H. B. No. 16, by Mr. Van Orsdel, "An act amending Section 3435, Revised Statutes of Wyoming," was read a third time and passed by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Higgins, Iredale, Jackson, Kelley, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—31.

Absent—Messrs. Brown, Chapman, Heward, Hills, Mahoney, Minta—6.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 19, 1895.

Hon. Speaker of the House.

Sir—I have the honor to inform your honorable body that the following entitled bills were this day introduced in the Senate:

S. F. No. 39, by Mr. Craig, "For an act prescribing additional duties for the clerk of the supreme court and fixing his compensation."

S. F. No. 40, by Mr. McGill, "For an act to authorize the transfer of county monies from one fund to another in certain cases."

S. F. No. 41, by Mr. Verbryck and Mr. Appelget, "For an act to provide for the parol of prisoners and defining the duties of the Governor and peace officers in connection therewith."

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

On motion of Mr. Kelley, the House adjourned until 10 o'clock a. m. Monday, January 21st, 1895.

M. C. BARROW,  
Chief Clerk.

## TWELFTH DAY.

Hall of the House of Representatives,  
Cheyenne, Wyo., January 21, 1895.

House met at 10 o'clock a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Downey, Minta.

Prayer by the chaplain.

On motion of Mr. Fox, Mr. Downey was excused from the morning session.

## UNFINISHED BUSINESS.

S. J. R. No. 2, by Mr. Hamlin, "To employ additional clerical assistance."

Referred to Committee of the Whole.

## BILLS ON FIRST READING.

The following bills were introduced and read first time:

H. B. No. 77, by Mr. Platt, "A bill for an act providing for the propagation, distribution and protection of fish."

Referred to Committee on Game and Fisheries.

H. B. No. 78, by Mr. Hertzog, "An act to prohibit gambling and gaming."

Referred to Committee on Judiciary.

The following communications were received from the Senate:

Senate Chamber,  
Cheyenne, January 19, 1895.

Hon. Speaker of the House:

Sir—I have the honor to advise you of the appointment of Senator George H. Cross as the Senate member of the joint committee to examine the records and accounts of the Auditor and Treasurer, as provided in H. J. R. No. 5.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

Senate Chamber,  
Cheyenne, January 19, 1895.

Hon. Speaker of the House.

Sir—I have the honor to inform your honorable body that the following entitled bills and joint resolution this day passed the Senate, under suspension of the rules:

S. F. No. 7, "For an act to amend and re-enact Section 5 of Chapter 16 of the Session Laws of 1893.

Ayes—13.

Noes—0.

Absent—5.

S. F. No. 9, "For an act to provide for the manner in which mortgages of real estate shall be foreclosed, and to repeal Chapter 2, Title 1, of the Revised Statutes of Wyoming."

Ayes—13.

Noes—1.

Absent—4.

S. F. No. 18, "For an act relating to the control and maintenance of the capitol building and grounds, and providing in part for funds with which to meet expenses incident thereto."

Ayes—14.

Noes—0.

Absent—4.

S. F. No. 21, "For an act providing that the district courts shall always be open for the transaction of business.

Ayes—14.

Noes—0.

Absent—4.

S. F. No. 22, "For an act to amend and re-enact Section 3354 of the Revised Statutes, relating to the allowance of writs of error in criminal cases.

Ayes—14.

Noes—0.

Absent—4.

S. F. No. 26, "For an act to provide for the investment of the permanent funds arising from the sale of state lands.

Ayes—14.

Noes—0.

Absent—4.

H. J. R. No. 5, "Providing for a committee to examine the accounts and records of the Auditor and Treasurer.

Ayes—13.

Noes—0.

Absent—5.

And said Senate Files Nos. 7, 9, 18, 21, 22 and 26 are herewith transmitted for the consideration and action of your honorable body; and said H. J. R. No. 5 is respectfully returned.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, January 21st, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following entitled bill was this day introduced in the Senate:

S. F. No. 42, by Mr. Cross, "A bill for an act to amend and re-enact Section Five (5) of Chapter Fifty-six (56) of the Session Laws of the State of Wyoming, enacted by the First State Legislature."

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

#### SENATE FILES ON FIRST READING.

The following bills were received and read first time:

S. F. No. 7, by Mr. Hamlin, "A bill for an act to amend and re-enact Section 5 of Chapter 16 of the Session Laws of 1893."

Referred to Committee on Corporations.

S. F. No. 9, by Mr. Appelget, "A bill for an act to provide for the manner in which mortgages of real estate shall be foreclosed, and to repeal Chapter 2, Title 1, of the Revised Statutes of Wyoming."

Referred to Committee on Judiciary.

S. F. No. 18, by Mr. Merrill, "A bill for an act relating to the control and maintenance of the capitol building and grounds, and providing in part for funds with which to meet the expenses incident thereto."

Referred to Committee on Buildings and Institutions.

S. F. No. 21, by Mr. Hamlin, "A bill for an act providing that the district courts shall always be open for the transaction of business."

Referred to Committee on Judiciary.

S. F. No. 22, by Mr. Hamlin, "A bill for an act to amend and re-enact Section 3354 of the Revised Statutes relating to the allowance of writs of error in criminal cases."

Referred to Committee on Judiciary.

S. F. No. 26, by Mr. Abbott, "A bill for an act to provide for the investment of the permanent funds arising from the sale of State lands."

Referred to Committee on Lands and Irrigation.

#### REPORTS FROM STANDING COMMITTEES.

The following report was submitted by the Committee on Engrossment:

Cheyenne, January 19th, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 12 and 19, and House Joint Resolutions Nos.

1 and 2 have been duly and properly engrossed and are hereby returned to your honorable body for action.

E. L. RANNEY,  
Chairman.

The Committee on Labor reported as follows:

Cheyenne, January 21, 1895.

Mr. Speaker:

Your Committee on Labor, to whom was referred H. B. No. 32, beg leave to report as follows: They recommend the bill be reported back to the House with the recommendation it be referred to the Committee of the Whole.

S. J. CLARKE,  
B. M. PARMENTER,  
Committee.

Mr. Higgins, on behalf of the Committee on Buildings and Institutions, submitted the following report:

Mr. Speaker:

Your Committee on Buildings and Institutions, to whom was referred House Bill No. 35, "A bill for an act to authorize the Board of County Commissioners of any county to build a court house and jail, to locate, receive by donation or purchase, a site therefor and provide for the payment thereof by the issuance of bonds, and to sell any old buildings or property to be replaced," beg leave to report that they have had the said bill under consideration, and recommend the following amendment thereto, viz.:

Strike out all of Section 8 of said bill and insert in lieu thereof the following:

"Sec. 8. The total amount of bonds issued at any time under the provisions of this act, together with the then existing indebtedness, shall not exceed the limit of the indebtedness to which the said county is restricted by the constitution; and no debt for the purposes authorized by this act shall be incurred or created if such debt shall exceed the taxes for the current year; and no such bonds shall be issued unless the proposition to incur or create such debt or to issue such bonds shall first be submitted to a vote of the people of the county at some general election or a special election called for that purpose, and a majority of the electors voting upon such proposition shall vote in favor thereof."

And after the said bill be so amended, your said committee respectfully recommend that the bill do pass.

JOHN E. HIGGINS,  
Chairman.

#### BILLS ON SECOND READING.

The following bills were read a second time:

H. B. No. 47, by Mr. Davis, "A bill for an act providing a penalty for the neglect or refusal of a county treasurer to collect personal property taxes, or to file a delinquent tax list."

Indefinitely postponed.

H. B. No. 49, by Mr. Parmenter, "A bill for an act to amend Chapter 1 of Title 1 of the Revised Statutes of Wyoming."

Indefinitely postponed.

H. B. No. 26, by Mr. Torrey and Mr. Ranney, "An act to fix the dates at which laws adopted by the Legislature of the State of Wyoming and approved by the Governor shall take effect and be in force."

Ordered engrossed for third reading.  
to exhibition licenses."

Ordered engrossed for third reading.

The following communications were received from His Excellency the Governor:

The State of Wyoming,  
Executive Chambers,  
Cheyenne, January 18th, 1895.

To the Hon. Speaker of the House:

I have the honor to inform you that I have approved and signed Joint Resolution No. 3, requesting, "That the Hon. Secretary of State be and is hereby requested to ascertain by mail communication with the county clerks of each county in the state the amounts of money paid or certificates for money issued for bounty on predatory wild animals in each county of the state for the year 1894," etc.

WM. A. RICHARDS,  
Governor.

The State of Wyoming,  
Executive Chambers,  
Cheyenne, January 19th, 1895.

To the Hon. Speaker of the House:

I have the honor to inform you that I have approved and signed Enrolled Act No. 1, Senate, entitled "An act to amend Section 10 of an act entitled 'An act prescribing and designating the number of officers of the Legislative Assembly of the State of Wyoming, and defining their respective duties,' approved November 29th, 1890."

WM. A. RICHARDS,  
Governor.

#### BILLS ON THIRD READING AND FINAL PASSAGE.

The following bills were read third time:

H. J. R. No. 1, by Mr. Parmenter, "Providing for the printing of 1,000 copies of the Governor's Message," was read a third time and passed by the following vote:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—34.

Absent—Messrs. Alger, Downey, Minta—3.

H. J. R. No. 2, by Mr. Parmenter, "Providing state officers with copies of printed bills," was read a third time and passed by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—35.

Absent—Messrs. Downey, Minta—2.

H. B. No. 12, by Mr. Hertzog, "A bill for an act entitled 'An act concerning municipal corporations, regulating the assessment of property, the equalization of payment and collection of taxes, and the custody of funds of incorporated cities and towns'" was read a third time and laid over until to-morrow.

On motion of Mr. Van Orsdel, the House resolved itself into committee of the whole.

Mr. Hills in the chair.

Upon arising, Mr. Speaker in the chair, the committee submitted the following:

January 21, 1895.

Mr. Speaker:

Your Committee of the Whole, having under consideration bills on general file, desires to report progress, and begs leave to sit again.

W. J. HILLS,  
Chairman

The House took a recess until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

Mr. Downey here reported as present.

On motion of Mr. Brooks, the House resolved itself into committee of the whole.

Mr. Hills in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, January 21, 1895.

Mr. Speaker:

Your Committee of the Whole, having under consideration bills on the general file, beg leave to report that the same have been duly considered, and your committee recommend as follows:

That H. J. R. No. 6 do pass.

That S. J. R. No. 2 do not pass.

That H. B. No. 4 be indefinitely postponed.

That S. F. No. 13 do pass.

That S. F. No. 6 do pass.



That H. B. No. 50 be amended in accordance with the report of the Committee on Judiciary, and that as so amended the bill do pass.

That H. B. No. 51 be amended in accordance with the report of the Committee on Judiciary, and that as so amended the bill do pass.

That H. B. No. 45 do pass.

That S. F. No. 12 be indefinitely postponed.

That H. B. No. 20 be amended by striking out the words "both civil and criminal," appearing in the title thereof, and inserting the word "civil" between the words "all" and "cases," in such title, and striking out the words "five-sixths," appearing in said title, and inserting in lieu thereof the words "three-fourths," and further, by striking out the words "both civil and criminal," appearing in line two of Section 1 of the bill as printed, and inserting in lieu thereof the words "in civil cases," and striking out the words "five-sixths," same line and section, and inserting in lieu thereof the words "three-fourths," and that as so amended the bill do pass.

That H. B. No. 32 do not pass.

That H. B. No. 35 be amended as suggested in the report of the Committee on Buildings and Institutions, and that as so amended the bill do pass.

W. J. HILLS,  
Chairman.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 21, 1895.

Hon. Speaker of the House.

Sir—I have the honor to inform your honorable body that the Senate has this day passed:

S. F. No. 24, "A bill for an act for the protection of discharged employes of companies, corporations, individuals and associations doing business or employing labor in this state, and to prevent blacklisting of discharged employes," the vote thereon being as follows:

Ayes—15.

Noes—0.

Absent—2.

Excused—1.

And said bill is herewith transmitted for the consideration and action of your honorable body.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

#### FIRST READING OF SENATE FILES.

The following bill was received and read first time:

S. F. No. 24, by Mr. Miller, "A bill for an act for the protection of discharged employes of companies, corporations, individuals and associations doing business or employing labor in this state, and to prevent blacklisting of discharged employes."

Referred to Committee on Labor.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Van Orsdel, on behalf of the Committee on Lands and Irrigation, submitted the following reports:

Cheyenne, January 21, 1895.

Mr. Speaker:

Your Committee on Lands and Irrigation, to whom was referred S. F. No. 26, beg leave to report as follows: We recommend that S. F. No. 26 do pass.

J. A. VAN ORSDEL,  
Chairman.

Cheyenne, January 21, 1895.

Mr. Speaker:

Your Committee on Lands and Irrigation, to whom was referred H. B. No. 57, beg leave to report as follows: We recommend that H. B. No. 57 do pass.

J. A. VAN ORSDEL,  
Chairman.

The following report was submitted by the Committee on Corporations:

Cheyenne, January 21, 1895.

Mr. Speaker:

Your Committee on Corporations, to whom was referred H. B. No. 62, beg leave to report as follows: We refer the same back to the House and recommend that it do pass.

JOHN SCOTT,  
Chairman.

The following report was received from the Committee on Judiciary:

Cheyenne, January 21, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 23, beg leave to report as follows: That the same do pass.

S. W. DOWNEY,  
Chairman.

On motion of Mr. Hills, the House adjourned.

M. C. BARROW,  
Chief Clerk.

## THIRTEENTH DAY.

Hall of the House of Representatives,  
Cheyenne, Wyo., January 22, 1895.

House met at 10 o'clock a. m.

Mr. Fox, Speaker pro tem, in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Mr. Minta.

Prayer by the chaplain.

Journal of previous day's session read and approved.

Mr. Speaker in the chair.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 21st, 1895.

Hon. Speaker of the House:

Sir—I have the honor to transmit herewith S. J. R. No. 3, by Mr. Hanson, "Providing Joint Rules relating to the election of Senators in Congress from this State," which was this day introduced in the Senate, and, under suspension of the rules, adopted by the following vote:

Ayes—17.

Noes—0.

Absent—1.

The concurrence of the Honorable House is respectfully requested.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

H. J. R. No. 3, by Mr. Hanson, "Providing Joint Rules relating to the election of Senators in Congress from this State," was read first time.

On motion of Mr. Goodell, the rules were suspended for consideration of S. J. R. No. 3, by the following vote:

Ayes—32.

Noes—0.

Absent—5.

Whereupon S. J. R. No. 3, by Mr. Hanson, "Providing Joint Rules relating to the election of Senators in Congress from this

State," under suspension of the rules, was read a second and a third time and passed by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—36.

Absent—Mr. Minta.

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JOINT RULES RELATING TO THE ELECTION OF  
SENATORS IN CONGRESS FROM  
THIS STATE.

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Be it resolved by the Senate and House of Representatives of the State of Wyoming:

That the following rules relating to the election of Senators in Congress during this session of the Legislature be and the same are hereby adopted:

1. The Senate and House of Representatives shall separately, in their respective halls, proceed to elect two Senators in Congress from this State at 12 o'clock noon, on the second Tuesday after the meeting and organization of this Legislature, to-wit: on the 22nd day of January, 1895, and at that time one ballot shall first be taken for a Senator in Congress for the term of six years beginning March 4th, 1895, and then one ballot shall be taken for a Senator in Congress for the unexpired portion of the term of six years beginning March 4th, 1893.

2. The name of each person voting, and of each person voted for shall be entered on the Journal, together with a statement as to whether any person received a majority of the votes given.

3. At 12 o'clock noon of the following day, to-wit: on the 23rd day of January, 1895, the members of the Legislature shall convene in joint assembly in the Hall of the House of Representatives, the President of the Senate presiding, and the Journal of each House shall then be read, and if the same person has received a majority of all of the votes in each House for one and the same of said terms he shall be declared duly elected Senator for that term. If, as to either of such terms, the same person has not received a majority of the votes in each House, the joint assembly shall then proceed to choose a person for Senator for one or both of such terms, as may be necessary, and the person who receives a majority of all the votes of the joint assembly—a majority of all the members elected to both Houses being present and voting—shall be declared duly elected. If no person receives such majority on the first day, the joint assem-

bly shall meet at 12 o'clock noon on each succeeding day during the session of the Legislature, and shall take at least one vote until a Senator is elected for each of said terms.

4. Proceedings of the joint assembly shall be entered upon the Journal of each House.

5. On the taking of each ballot the roll shall be called, and each member present shall openly, by viva voce vote, name one person for Senator in Congress for the term then being filled.

The presiding officers of the Senate and House of Representatives shall issue certificates certifying to the election of each of such Senators.

#### BILLS ON FIRST READING.

The following bills were introduced and read first time:

H. B. No. 79, by Mr. Gregory, "A bill for an act to amend and re-enact Section 4120 of the Revised Statutes of Wyoming, relating to the keeping of live stock near ranches of stock growers."

Referred to Committee on Live Stock.

H. B. No. 80, by Mr. Knittle, "An act creating a Board of Immigration, defining its duties, appropriating money for its use, and for other purposes."

Referred to Committee on Immigration.

H. B. No. 81, by Mr. Hills, by request, "An act to regulate passenger rates on all railroads within the State of Wyoming."

Referred to Committee on Railroads.

H. B. No. 82, by Mr. Hills, "A bill for an act abolishing the office of State Veterinarian, providing quarantine regulations, etc. repealing Sections 4199, 4200, 4202, 4203, 4204, 4208, 4209, 4210, 4211, 4212, 4213 of the Revised Statutes of Wyoming, and Chapters 58 and 63 of the Session Laws of Wyoming of 1888, and Chapter 77 of the Session Laws of Wyoming of 1890 and 1891, and amending and re-enacting Section 4201, 4205, 4206 and 4207 of the Revised Statutes of Wyoming."

Referred to Committee on Live Stock.

H. B. No. 83, by Mr. Lobban, "An act to repeal Section 42 of Chapter 73 of the Session Laws of Wyoming for 1890, entitled 'An act defining crimes, regulating criminal procedure, and for other purposes' approved March 14, 1890.'"

Referred to Committee on Judiciary.

H. B. No. 84, by Mr. Kelley, "A bill for an act entitled 'An act amending Sections 3795 and 3797 of the Revised Statutes of Wyoming relating to duties of assessors in making assessments of property for taxation.'"

Referred to Committee on Revenue.

#### REPORTS FROM STANDING COMMITTEES.

The following report was submitted by the Committee on Engrossment:

Cheyenne, January 22nd, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills No. 26 and No. 60 and Joint Resolution No. 5 have been duly and properly engrossed and are hereby returned to your honorable body for action.

E. L. RANNEY,  
Chairman.

The Committee on Labor reported as follows:

Cheyenne, January 21st, 1895.

Mr. Speaker:

Your Committee on Labor, to whom was referred S. F. No. 24, beg leave to report as follows: That the bill do pass as amended.

THOS. CLARKE.

Mr. Downey, on behalf of the Committee on Judiciary, reported as follows:

Cheyenne, January 22nd, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 3, beg leave to report as follows: That the same do pass, with the amendment offered by the Committee on Corporations, which is hereto annexed.

S. W. DOWNEY,  
Chairman.

"Sec. 6. When the insurance commissioner shall have reason to doubt the solvency of any company authorized to do business under the provisions of this act, or if he be not fully satisfied with the sworn statement of the condition of any such company, he may proceed to make an examination of such company, as provided by the insurance laws of this state; and, in case he finds that any such company has made false statements, or that it is conducting its business in an irregular, unlawful or fraudulent manner, he may revoke the license of such company, or, at his discretion, report the facts to the attorney general, who shall forthwith commence proceedings by writ of quo warranto against such company, requiring it to show cause why its license to do business in this state should not be revoked."

And that as so amended, House Bill No. 3 do pass.

JOHN SCOTT,  
Chairman.

B. M. PARMENTER,  
W. E. JACKSON.

The committee on Buildings and Institutions submitted the following:

Cheyenne, January 22nd, 1895.

Mr. Speaker:

Your Committee on Buildings and Institutions, to whom

was referred S. F. No. 18, beg leave to report as follows: That the same do pass.

J. E. HIGGINS,  
Chairman.

Mr. Kelley, on behalf of the Committee on Railroads, submitted the following report:

Cheyenne, January 22nd, 1895.

Mr. Speaker:

Your Committee on Railroads, to whom was referred H. B. No. 25, beg leave to report as follows: That the bill do pass.

A. D. KELLEY,  
Chairman.

The following report was submitted by the Committee on Game and Fisheries:

Cheyenne, January 22nd, 1895.

Mr. Speaker:

Your Committee on Game and Fisheries, to whom was referred H. B. No. 38, beg leave to report as follows:

We have had the same under consideration and report with recommendation that it should pass.

W. E. JACKSON,  
Chairman.

The Committee on Lands and Irrigation reported as follows:

Cheyenne, January 22, 1895.

Mr. Speaker:

Your Committee on Lands and Irrigation, to whom was referred H. B. No. 33, beg leave to report as follows: We recommend that H. B. No. 33 do pass.

J. A. VAN ORSDEL,  
Chairman.

#### BILLS ON SECOND READING.

The following bills were read a second time:

H. J. R. No. 6, by Mr. Covert, "For the appointing of a joint committee to recommend amendments to our State Constitution."

Ordered engrossed for third reading.

S. J. R. No. 2, by Mr. Hamlin, "To employ additional clerical assistance."

Indefinitely postponed.

H. B. No. 4, by Mr. Fox, "A bill for an act for the relief of Caroline Van Buskirk."

Indefinitely postponed.

On motion of Mr. Goodell, the attorney general was instructed to draw and present a general law covering such cases as H. B. No. 4.

Recess until 11:50 o'clock.

House again called to order.

## ELECTION OF SENATORS IN CONGRESS.

At 12 o'clock, noon, the clerk called the roll, and there were present the following members: Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker. And absent, the following member: Mr. Minta.

The Speaker announced that the vote of the House would then be taken for a Senator in Congress for the term of six years, beginning March 4th, 1895. Thereupon the roll was called, and the House did openly, by a viva voce vote of each member present, proceed to name one person for Senator in Congress from the State of Wyoming for the term of six years, beginning March 4th, 1895, the voting being as follows:

Name of Member Voting.	Name of Person Voted For.
Mr. Alger .....	William H. Holliday.
Mr. Allen .....	Francis E. Warren.
Mr. Barrett .....	Francis E. Warren.
Mr. Black .....	Francis E. Warren.
Mr. Bristol .....	Francis E. Warren.
Mr. Brooks .....	Francis E. Warren.
Mr. Brown .....	Francis E. Warren.
Mr. Chapman .....	Francis E. Warren.
Mr. Clark .....	Francis E. Warren.
Mr. Corson .....	Francis E. Warren.
Mr. Covert .....	Francis E. Warren.
Mr. Davis .....	Francis E. Warren.
Mr. Downey .....	Francis E. Warren.
Mr. Finch .....	Francis E. Warren.
Mr. Fox .....	Francis E. Warren.
Mr. Goodell .....	Francis E. Warren.
Mr. Gregory .....	Francis E. Warren.
Mr. Henry .....	William H. Holliday.
Mr. Hertzog .....	Francis E. Warren.
Mr. Heward .....	Francis E. Warren.
Mr. Higgins .....	Francis E. Warren.
Mr. Hills .....	Francis E. Warren.
Mr. Iredale .....	Francis E. Warren.
Mr. Jackson .....	Francis E. Warren.
Mr. Kelley .....	Francis E. Warren.
Mr. Knittle .....	Francis E. Warren.
Mr. Lobban .....	William H. Holliday.
Mr. Mahoney .....	Francis E. Warren.
Mr. Parmenter .....	Francis E. Warren.
Mr. Platt .....	Francis E. Warren.



Name of Member Voting.	Name of Person Voted For.
Mr. Ranney .....	Francis E. Warren.
Mr. Scott .....	Francis E. Warren.
Mr. Sullivan .....	Francis E. Warren.
Mr. Van Orsdel .....	Francis E. Warren.
Mr. Williams .....	Francis E. Warren.
Mr. Speaker .....	Francis E. Warren.

Total votes for Francis E. Warren, 33.

Total votes for William H. Holliday, 3.

And on the conclusion of such vote the Speaker did announce that Francis E. Warren had received a majority of the whole number of votes cast in the House of Representatives for Senator in Congress for the term of six years, beginning March 4th, 1895; and the House did direct, on motion of Mr. Van Orsdel, that the same be entered upon its journal.

The Speaker announced that the vote of the House would then be taken for a Senator in Congress for the unexpired portion of the term of six years, beginning March 4th, 1893. Thereupon the roll was called, and the House did openly, by a viva voce vote of each member present, proceed to name one person for Senator in Congress from the State of Wyoming for the unexpired portion of the term of six years, beginning March 4th, 1893, the vote being as follows:

Name of Member Voting.	Name of Person Voted For.
Mr. Alger .....	Samuel T. Corn.
Mr. Allen .....	Clarence D. Clark.
Mr. Barrett .....	Clarence D. Clark.
Mr. Black .....	Clarence D. Clark.
Mr. Bristol .....	Clarence D. Clark.
Mr. Brooks .....	Clarence D. Clark.
Mr. Brown .....	Clarence D. Clark.
Mr. Chapman .....	Clarence D. Clark.
Mr. Clark .....	Clarence D. Clark.
Mr. Corson .....	Clarence D. Clark.
Mr. Covert .....	Clarence D. Clark.
Mr. Davis .....	Clarence D. Clark.
Mr. Downey .....	Clarence D. Clark.
Mr. Finch .....	Clarence D. Clark.
Mr. Fox .....	Clarence D. Clark.
Mr. Goodell .....	Clarence D. Clark.
Mr. Gregory .....	Clarence D. Clark.
Mr. Henry .....	Samuel T. Corn.
Mr. Hertzog .....	Clarence D. Clark.
Mr. Heward .....	Clarence D. Clark.
Mr. Higgins .....	Clarence D. Clark.
Mr. Hills .....	Clarence D. Clark.
Mr. Iredale .....	Clarence D. Clark.

Name of Member Voting.	Name of Person Voted For.
Mr. Jackson .....	Clarence D. Clark.
Mr. Kelley .....	Clarence D. Clark.
Mr. Knittle .....	Clarence D. Clark.
Mr. Lobban .....	Samuel T. Corn.
Mr. Mahoney .....	Clarence D. Clark.
Mr. Parmenter .....	Clarence D. Clark.
Mr. Platt .....	Clarence D. Clark.
Mr. Ranney .....	Clarence D. Clark.
Mr. Scott .....	Clarence D. Clark.
Mr. Sullivan .....	Clarence D. Clark.
Mr. Van Orsdel .....	Clarence D. Clark.
Mr. Williams .....	Clarence D. Clark.
Mr. Speaker .....	Clarence D. Clark.

Total votes for Clarence D. Clark, 33.

Total votes for Samuel T. Corn, 3.

And on the conclusion of such vote the Speaker did announce that Clarence D. Clark had received a majority of the whole number of votes cast in the House of Representatives for Senator in Congress for the unexpired portion of the term of six years, beginning March 4th, 1893; and the House did direct, on motion of Mr. Goodell, that the same be entered upon its journal.

On motion, the House took a recess until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Fox, Speaker pro tem., in the chair.

#### BILLS ON SECOND READING.

The following bills were read a second time:

S. F. No. 13, by Mr. Appelget, "Stay in justice court for an act to amend and re-enact Section 3514 of the Revised Statutes of Wyoming."

S. F. No. 6, by Mr. Craig, "A bill for an act to amend and re-enact Section 2872 of the Revised Statutes of Wyoming, defining the form of a writ of attachment."

H. B. No. 50, by Mr. Van Orsdel, "A bill for an act to amend Section 2436 of the Revised Statutes of Wyoming."

On motion of Mr. Kelley, the amendment recommended by Committee of the Whole, to amend title to read: "An act to amend and re-enact Section 2436 of Revised Statutes of Wyoming relating to 'affidavit for service by publication'" was adopted, and H. B. No. 50 was ordered engrossed for third reading.

H. B. No. 51, by Mr. Van Orsdel, "A bill for an act to

amend and re-enact Section 2878 of the Revised Statutes of Wyoming."

On motion of Mr. Goodell, the amendment of title, "An act to amend and re-enact Section 2878 of the Revised Statutes of Wyoming relating to affidavit for garnishment and service of the same," was adopted, and H. B. No. 51 was ordered engrossed for third reading.

H. B. No. 45, by Mr. Kelley, "A bill for an act to amend and re-enact Section 2937 of the Revised Statutes of Wyoming."

On motion of Mr. Kelley, the amendment of title, "An act to amend and re-enact Section 2937 of the Revised Statutes of Wyoming relating to 'oath and undertaking of receiver,'" was adopted, and the bill was ordered engrossed for third reading.

S. F. No. 12, by Mr. Appelget, "An act to amend and re-enact Section 2788 of the Revised Statutes of Wyoming."

Indefinitely postponed.

H. B. No. 20, by Mr. Higgins, "An act regulating the jury system and providing that in all cases, both civil and criminal, a verdict may be rendered upon the concurrence of five-sixths of the whole number of jurors."

On motion of Mr. Higgins, the amendment recommended by the Committee of the Whole was adopted, and H. B. No. 20 was ordered engrossed for third reading.

H. B. No. 32, by Mr. Heward, "A bill for an act to establish and support a Board of Labor Statistics, and defining the powers and duties of the same."

Indefinitely postponed.

H. B. No. 35, by Mr. Alger, Mr. Brooks and Mr. Jackson, "A bill for an act authorizing the Board of County Commissioners of any county to build a court house and jail, to locate, receive by donation or purchase, a site therefor and provide for the payment thereof by the issue of bonds, and sell any old building or property to be replaced."

On motion of Mr. Alger, the amendment recommended by the Committee on Buildings and Institutions was adopted, and H. B. No. 35 was ordered engrossed for a third reading.

#### BILLS ON THIRD READING AND FINAL PASSAGE.

The following bills were read a third time:

H. B. No. 12, by Mr. Hertzog, "A bill for an act entitled 'An act concerning municipal corporations, regulating the assessment of property, the equalization of payment and collection of taxes, and the custody of funds of incorporated cities and towns.'"

Recommitted to Committee on Revenue.

H. B. No. 26, by Mr. Torrey and Mr. Ranney, "An act to fix the date at which laws adopted by the legislature of the state

of Wyoming, and approved by the governor, shall take effect and be in force."

By unanimous consent, the title of H. B. No. 26 was amended to read "An act to fix the date at which laws enacted by the Legislature of the State of Wyoming shall take effect and be in force," and as so amended was passed by the following vote:

**Ayes**—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—34.

**Absent**—Messrs. Knittle, Lobban, Minta—3.

H. B. No. 60, by Mr. Parmenter, "A bill for an act relating to exhibition licenses," failed to pass by the following vote:

**Ayes**—Messrs. Alger, Allen, Fox, Gregory, Henry, Jackson, Lobban, Parmenter, Platt, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—14.

**Noes**—Messrs. Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Finch, Goodell, Hertzog, Heward, Higgins, Hills, Iredale, Kelley, Knittle, Mahoney—20.

**Absent**—Messrs. Downey, Minta, Ranney—3.

The following report was submitted by the Committee on Enrollment:

Cheyenne, January 22, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. J. R. No. 5, beg leave to report as follows: That the same has been correctly enrolled, and with the original is herewith returned.

W. J. HILLS,  
Chairman.

Mr. Speaker here announced that he was about to sign H. J. R. No. 5, by Mr. Barrett, "Providing for committee to examine accounts and records of the auditor and treasurer." There being no objection offered, he proceeded to sign the same in the presence of the House.

#### FIRST READING OF BILLS.

The following bills were introduced and read first time:

H. B. No. 85, by Mr. Finch, "A bill for an act to provide for the building of a branch fish hatchery near Sundance, Crook County, Wyoming, and appropriating money necessary for maintaining the same."

Referred to Committee on Game and Fisheries.

H. B. No. 86, by Mr. Brown, "A bill for an act to amend and re-enact Section 126 of Session Laws of 1890, concerning elections and for other purposes," approved March 14, 1890.

Referred to Committee on Elections.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 22, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following entitled bills were this day introduced in the Senate:

S. F. No. 43, by Mr. Woodruff, "A bill for an act to provide for the collection of delinquent taxes and repeal acts and parts of acts inconsistent with provisions of this act."

S. F. No. 44, by Mr. Appleget, "A bill for an act to provide for special terms of the supreme court."

S. F. No. 45, by Mr. Ludvigsen, "A bill for an act to protect settlers in the use of the range adjoining their ranches, and to protect the citizens of incorporated towns from the encroachment of live stock."

S. F. No. 46, by Mr. Deloney, "A bill for an act prescribing the age at which deaf and dumb children may be admitted as pupils in the Deaf and Dumb Asylum as state charges."

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

On motion of Mr. Fox, the House resolved itself into committee of the whole for the purpose of considering bills on general file.

Mr. Brooks in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, January 22, 1895.

Mr. Speaker:

Your Committee of the Whole, having under consideration bills on general file, beg leave to report that the same have been duly considered, and your committee recommend as follows:

That H. B. No. 29 do pass, as amended by the Committee on Federal Relations, and with the further amendment that in Section 3, sixth line, of the printed bill, the word "ten" be stricken out and the word "eight" be substituted therefor.

That H. B. No. 58 be amended by inserting the words, "for hire," in line two of the printed bill, following the word "furnished."

Amend Section 1 by inserting after the word organization, in the first and second lines, "or any candidate for office, or any person whomsoever."

Amend Section 2 by inserting after the word party, in the first line, "independent candidate," and by adding after the word offense, in the fifth line, "Provided, The operation of this act shall not apply to voters residing outside the limits of any

incorporated city, town or village," and that as so amended the bill do pass.

That H. B. No. 3, as amended by the recommendation of the Committee on Corporations, do pass.

That H. B. No. 23 do pass.

That H. B. No. 62 do pass.

That H. B. No. 57 do pass.

That S. F. No. 26 do pass.

L. H. BROOKS,  
Chairman.

On motion, the report of the Committee of the Whole was adopted.

On motion of Mr. Fox, the House adjourned.

M. C. BARROW,  
Chief Clerk.

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#### FOURTEENTH DAY.

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Hall of the House of Representatives,  
Cheyenne, January 23, 1895.

House met at 10 o'clock a. m.

Mr. Fox, Speaker pro tem., in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapin, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Mr. Mint.

Prayer by the chaplain.

Mr. Speaker here took the chair.

Recess.

House again called to order.

#### FIRST READING OF BILLS.

The following bills were introduced and read first time:

H. B. No. 87, by Messrs. Torrey and Ranney, "An act to provide for the appointment of District Court Commissioners, defining their duties, fixing their fees and the manner in which they shall be paid."

Referred to Committee on Judiciary.

H. B. No. 88, by Mr. Mahoney, "An act to provide for the

re-recording of every brand or mark upon cattle, sheep, hogs or other live stock, and regulating the making of said record, and fixing the fee therefor, and repealing all acts and parts of acts inconsistent with the provisions of this act."

Referred to Committee on Live Stock.

H. B. No. 89, by Messrs. Chapman and Goodell, "An act providing for sheep inspection, inspection charges, compensation and duties of inspector, and amending and re-enacting certain laws inconsistent herewith."

Referred to Committee on Live Stock.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Fox, on behalf of the Committee on Revenue, reported as follows:

Cheyenne, January 22, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred H. B. No. 63, beg leave to report as follows: We report the bill back to the House with the recommendation that the bill do pass.

GEO. W. FOX,  
Chairman.

Cheyenne, January 22, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred H. B. No. 42, beg leave to report as follows: We return the bill to the House with the recommendation that the same do not pass.

GEO. W. FOX,  
Chairman.

The Committee on Education submitted the following report:

Cheyenne, January 22, 1895.

Mr. Speaker:

Your Committee on Education, to whom was referred H. B. No. 44, beg leave to report as follows: We recommend that the bill be passed.

WILLIAM GOODELL,  
Chairman.

The following reports were received from the Committee on Corporations:

Cheyenne, January 23, 1895.

Mr. Speaker:

Your Committee on Corporations, to whom was referred H. B. No. 36, beg leave to report as follows: That it do not pass.

JOHN SCOTT,  
Chairman.

Cheyenne, January 22, 1895.

Mr. Speaker:

Your Committee on Corporations, to whom was referred

S. F. No. 7, beg leave to report as follows: We refer the same back to the House and recommend that it do pass.

JOHN SCOTT,  
Chairman.

On behalf of the Committee on Enrollment, Mr. Hills reported as follows:

Cheyenne, January 23, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred Enrolled H. J. R. No. 5, beg leave to report the same signed by the President of the Honorable Senate, and delivered to His Excellency the Governor, taking his receipt therefor.

W. J. HILLS,  
Chairman.

The Sanitary Committee submitted the following report:  
Cheyenne, January 22, 1895.

Mr. Speaker:

Your Sanitary Committee, to whom was referred House Bill No. 27, beg leave to refer the same to the Committee of the Whole, with unfavorable recommendation.

WM. PLATT,  
P. J. BLACK,  
L. HEWARD,  
Committee.

The following report was received from the Committee on Printing:

Cheyenne, January 23, 1895.

Mr. Speaker:

Your Committee on Printing, to whom was referred H. Bs. Nos. 66 and 67, beg leave to report as follows: It is recommended that said Bills Nos. 66 and 67 do not pass.

Very respectfully,  
S. A. BRISTOL,  
Chairman.

The Committee on Counties reported as follows:  
Cheyenne, January 23, 1895.

To The Hon. Speaker of the House:

Your Committee on Counties beg leave to make the following report:

We hereby certify that we have voted upon the following bills, namely: H. B. No. 70, H. B. No. 65, S. F. No. 4. We report them favorably, and recommend that they do pass.

L. H. BROOKS,  
Chairman.

Mr. Downey, on behalf of the Committee on Judiciary, reported as follows:

Cheyenne, January 22, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B.



No. 69, beg leave to report as follows: Your committee recommend that the bill do pass.

S. W. DOWNEY,  
Chairman.

#### FIRST READING OF BILLS.

The following bills were introduced and read first time:

H. B. No. 90, by Mr. Brooks, "A bill providing for an act to enlarge the powers of incorporated towns in the state of Wyoming."

Referred to Committee on Corporations.

H. B. No. 91, by Mr. Jackson, "An act to amend and re-enact Section 1827 of the Revised Statutes of Wyoming, relating to the payment of county warrants and the receiving of the same by the county treasurer in payment of taxes."

Referred to Committee on Revenue.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 23, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform you that the following entitled bill was this day introduced in the Senate:

S. F. No. 47, by Mr. Appelget, "A bill for an act to provide for the enumeration of the inhabitants of the state of Wyoming for the year 1895, as required by the Constitution."

J. C. ARGESHEIMER,  
Chief Clerk.

On motion of Mr. Fox, a committee of seven members was appointed by the Speaker to wait on the Honorable Senate and escort them inside the bar of the House for the purpose of holding the joint session already provided for by the Joint Rules. The Speaker appointed as such committee Messrs. Fox, Williams, Heward, Covert, Jackson, Knittle and Lobban.

#### BILLS ON SECOND READING.

The following bills were read a second time:

H. B. No. 23, by Mr. Van Orsdel, "A bill for an act providing for the compilation and revision of the statute laws of the state and for other purposes."

Ordered engrossed for a third reading.

H. B. No. 62, by Mr. Jackson, "A bill for an act to amend and re-enact Section 445 of the Revised Statutes of Wyoming relative to general incorporation of towns."

Ordered engrossed for a third reading.

H. B. No. 58, by Mr. Van Orsdel, "A bill for an act relative to the conduct of elections."

Ordered engrossed for a third reading.

H. B. No. 57, by Mr. Downey, "A bill for an act to protect the waters of the state from the encroachments of appropri-

ators in other states and territories, authorizing proceedings therefor and appropriating money to pay the expenses thereof."

On motion of Mr. Van Orsdel, recommitted to Committee on Lands and Irrigation.

Recess.

#### ELECTION OF SENATORS IN CONGRESS.

The hour of 12 o'clock, noon, having arrived, the members of the Senate and the members of the House of Representatives convened in joint assembly, in the hall of the House of Representatives, the President of the Senate presiding.

The roll of the Senate was then called, resulting as follows:

Present—Messrs. Abbott, Appelget, Craig, Cross, Deloney, Foote, Hamlin, Hanson, Ludvigson, McGill, Merrill, Meyer, Miller, Trabing, Verbyck, Woodruff, Mr. President.

Absent—Mr. Hurt.

The roll of the House of Representatives was then called, resulting as follows:

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Mr. Minta.

The journals of the Senate and House of Representatives of yesterday relating to the election of a Senator in Congress for the term of six years, beginning March 4th, 1895, were then read, whereupon the President announced: "Francis E. Warren has received a majority of all the votes in each House for Senator in Congress, for the term of six years, beginning March 4th, 1895, and he is now declared duly elected as such Senator in Congress."

On motion of Mr. Hamlin, a joint committee, consisting of Messrs. Hamlin, Hanson, Parmenter, Finch, and Clark, was then appointed by the President to wait upon Senator-elect Francis E. Warren, and to inform him that the joint session would be pleased to have him appear before it in person and signify his acceptance. The joint committee then retired, and afterward appeared with Senator-elect Francis E. Warren, who, in the presence of the joint assembly, signified his acceptance of the office to which he had been elected, and thanked the Legislature for the honor conferred upon him.

votes in each House for Senator in Congress, for the unexpired portion of the term of six years, beginning March 4th, 1893, and he is now declared duly elected as such Senator in Congress."

On motion of Mr. Chapman, a joint committee, consisting of Messrs. Chapman, Van Orsdel, Sullivan, Verbyck and

Woodruff, was then appointed by the President to wait upon Senator-elect Clarence D. Clark, and to inform him that the joint convention would be pleased to have him appear before it in person, and signify his acceptance. The joint committee then retired, and afterward appeared with Senator-elect Clarence D. Clark, who, in the presence of the joint assembly, signified his acceptance of the office to which he had been elected, and thanked the Legislature for the honor conferred nounced: "Clarence D. Clark has received a majority of all the

The journals of the Senate and House of Representatives of yesterday relating to the election of a Senator in Congress for the unexpired portion of the term of six years, beginning March 4th, 1893, were then read, whereupon the President an-upon him.

On motion of Mr. Kelley, the joint session was dissolved.

On motion, the House adjourned.

M. C. BARROW,  
Chief Clerk.

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## FIFTEENTH DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyo., January 24, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapin, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Clark, Iredale, Minta.

Prayer by the chaplain.

Journal of previous day's session read and approved.

## FIRST READING OF BILLS.

On motion of Mr. Kelley, the rules were suspended for the day with reference to first reading of bills, by the following vote:

Ayes—31.

Noes—0.

Absent.—6.

And the clerk was instructed to read bills on first reading by title only.

The following bills were introduced and read first time:

H. B. No. 92, by Mr. Fox, "A bill for an act providing for the organization of a state militia, to be known as the Wyoming National Guard."

Referred to Committee on Federal Relations.

H. B. No. 93, by Mr. Chapman and Mr. Goodell, "A bill for an act providing for the compensation of county and precinct officers and regulating the fees to be charged and the disposition of the same, and repealing former laws on this subject."

Referred to Committee on Counties.

H. B. No. 94, by Mr. Goodell and Mr. Chapman, "A bill for an act consolidating certain county officers and certain precinct and municipal offices, and regulating the duties pertaining to the offices so consolidated."

Referred to Committee on Counties.

#### REPORTS FROM STANDING COMMITTEES.

The following report was submitted by the Committee on Engrossment:

House of Representatives,  
Cheyenne, January 24, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 20, 45, 50 and 51 and House Joint Resolution No. 6 have been duly and properly engrossed and are hereby returned to your honorable body for action:

E. L. RANNEY,  
Chairman.

#### BILLS ON SECOND READING.

The following bills were read a second time:

S. F. No. 26, by Mr. Abbott, "A bill for an act to provide for the investment of the permanent funds arising from the sale of state lands."

H. B. No. 29, by Mr. Jackson, "An act fixing the maximum rate of interest that may be taken, reserved or charged and to prohibit the taking of usury, and to repeal all of Title 18 of the Revised Statutes of Wyoming."

On motion of Mr. Davis, H. B. No. 29 was amended by striking out all the last sentence of Section 5, being "where the same person acts as agent for the borrower who obtains the money from the lender, he shall be deemed to be the agent of the loaner also," and as so amended was ordered engrossed for a third reading.

#### BILLS ON FIRST READING.

H. B. No. 95, by Mr. Finch, "An act to revise, amend and

consolidate the statutes relating to highways and bridges," was introduced, read first time and referred to Committee on Bridges and Highways.

#### BILLS ON THIRD READING.

The following bills were read a third time:

S. F. No. 13, by Mr. Appelget, "Stay in justice court, for an act to amend and re-enact Section 3514 of the Revised Statutes of Wyoming," passed the House by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Seaker.—34.

Absent—Messrs. Clark, Iredale, Minta—3.

S. F. No. 6, by Mr. Craig, "A bill for an act to amend and re-enact Section 2872 of the Revised Statutes of Wyoming, defining the form of a writ of attachment," on motion of Mr. Bristol, was amended by inserting the word "in" before the word "stocks," in line 6, Section 1, of the printed bill, in lieu of the word "on," and as so amended, S. F. No. 6 passed the House by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.—34.

Absent—Messrs. Clark, Iredale, Minta—3.

On motion of Mr. Higgins, H. B. No. 19, by Mr. Higgins, "A bill for an act to amend and re-enact Section 2 of Chapter 4, of the Session Laws of the State of Wyoming, enacted by the Second State Legislature, approved February 9, 1893, defining the judicial districts of the state and prescribing the time for holding the terms of the district court in the several counties of each judicial district," was amended as follows: In the printed bill, amend the title by adding the letter "s" to the word "section," and inserting the words "and three" immediately following the word "two" in such title. Amend the first line of Section 1 of the printed bill, to read: "Section 1. That Sections 2 and 3 of Chapter 4 of the Session Laws of the State." Strike out first word of line 5 of the printed bill, and insert in lieu thereof the word "are." Add to Section 1 the following:

"Sec. 3. In the county of Albany, three terms, one beginning on the second Monday in March, one on the second Monday in September, and one beginning on the second Monday in January. In the county of Natrona, two terms, one beginning on the second Monday of May, and one beginning on the third Monday in November." Amend Section 2 to read:

"Sec. 2. This act shall take effect and be in force on and after May 1, 1895," and the bill as thus amended was ordered to be again engrossed for third reading.

On motion of Mr. Parmenter, the House resolved itself into committee of the whole.

Mr. Van Orsdel in the chair.

Upon arising, Mr. Speaker pro tem. in the chair, the committee made the following report:

Cheyenne, January 24, 1895.

**Mr. Speaker:**

Your Committee of the Whole, having under consideration bills on general file, beg leave to report that the same have been duly considered and your committee recommend as follows:

That S. F. No. 24 be referred to the Committee on Judiciary.

That S. F. No. 18 do pass.

That H. B. No. 25 be laid on the table until Monday, January 28th, to be then considered in committee of the whole.

That H. B. No. 38 be amended by striking out the word "city" wherever it occurs in the bill following the word "Laramie," and that as so amended it do pass.

J. A. VAN ORSDEL,  
Chairman.

On motion of Mr. Hills, the report of the committee was adopted.

#### FIRST READING OF BILLS.

H. B. No. 96, by Mr. Downey, "A bill for an act providing that the state officers be paid monthly."

Referred to the Committee of the Whole.

On motion of Mr. Van Orsdel, a recess was taken until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

The following communication was received from His Excellency the Governor:

Executive Office,  
Cheyenne, Wyo., January 24th, 1895.

To the Hon. Speaker of the House:

I have the honor to inform you that I have approved and signed Enrolled Joint Resolution No. 5, appointing a committee pursuant to the requirements of Section 6, Chapter 54 of the Laws of 1888, to examine the accounts and records of the Auditor and Treasurer from the 30th day of September, A. D.

1894, to date, and to report such examination to the Legislature.

WM. A. RICHARDS,  
Governor.

Mr. Iredale here appeared and requested to be noted as present.

#### REPORTS FROM STANDING COMMITTEES.

The Committee on Corporations submitted the following report:

Cheyenne, January 24, 1895.

Mr. Speaker:

Your Committee on Corporations, to whom was referred H. B. No. 90, beg leave to report as follows: We refer the same back to the House and recommend that it do pass.

JOHN SCOTT,  
Chairman.

At the request of Mr. Kelley, consideration of H. B. No. 44 was made special order for to-morrow afternoon at 2 o'clock.

On motion of Mr. Goodell, the House resolved itself into committee of the whole.

Mr. Hertzog in the chair.

Upon arising, Mr. Speaker in the chair, the committee reported as follows:

Cheyenne, January 24, 1895.

Mr. Speaker:

Your Committee of the Whole, having under consideration bills on the general file, beg leave to report that the same have been duly considered, and your committee recommend as follows:

That H. B. No. 33 be amended by striking out the word "company," appearing in line 23, Section 3, of the printed bill, and inserting in lieu thereof the words "owner or owners thereof," and that the bill be recomitted to the Committee on Agriculture, to frame a section as an amendment to said bill, providing that in case of the destruction of any reservoir or dam that all parties damaged thereby shall recover from the owner or owners of any such dam or reservoir for any and all damages sustained, and that the bill be taken up for further consideration in committee of the whole on to-morrow.

That H. B. No. 65 do pass.

That H. B. No. 63 do pass.

G. A. HERTZOG,  
Chairman.

On motion, the report was adopted.

#### REPORTS FROM STANDING COMMITTEES.

The following report was submitted by the Committee on Engrossment:

Cheyenne, January 24, 1895.

**Mr. Speaker:**

Your Committee on Engrossment beg leave to report that House Bills Nos. 3, 19, 35, 57, 58, 62 and 23 have been duly and properly engrossed and are hereby returned to your honorable body for action.

**E. L. RANNEY.**

Chairman.

Mr. Parmenter, on behalf of the Committee on Arbitration, submitted the following report:

Cheyenne, January 24, 1895.

**Mr. Speaker:**

Your Committee on Arbitration, to whom was referred H. B. No. 14, beg leave to report as follows: That the same be reported back to the House with the recommendation that it be referred to the Committee of the Whole.

**B. M. PARMENTER,**

Chairman.

The following communications were received from the Senate:

Senate Chamber,

Cheyenne, January 24, 1895.

**Hon. Speaker of the House:**

Sir—I have the honor to inform your honorable body that the following entitled bills were this day introduced in the Senate:

S. F. No. 48, by Mr. Woodruff, "For an act to amend Chapter 73 of the Session Laws for the year 1890, in relation to malicious mischief."

S. F. No. 49, by Mr. Woodruff, "For an act to amend and re-enact Sections 39, 40, 43 and 44 of Chapter 73 of the Session Laws of Wyoming for 1890, defining the crime of larceny."

Very respectfully,

**J. O. ARGESHEIMER,**

Chief Clerk.

Senate Chamber,

Cheyenne, January 24, 1895.

**Hon. Speaker of the House:**

Sir—I have the honor to inform your honorable body that the following entitled bills this day passed the Senate:

S. F. No. 16, for "An act supplemental to an act entitled 'An act providing for the issuing of refunding bonds in school districts,' passed by the Second Legislature, being Chapter 10, Session Laws of 1893."

Ayes—17.

Noes—0.

Absent—1.

S. F. No. 32, for "An act to repeal Section 3843 of the Revised Statutes of the State of Wyoming."



Ayes—17.

Noes—0.

Absent—1.

And said bills are herewith transmitted for the consideration and action of your honorable body.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

#### BILLS ON THIRD READING.

The following bills were read a third time:

H. B. No. 3, by Mr. Fox, "A bill for an act relating to bonds and undertakings, and regulating the admission and conduct of fidelity and surety companies," was read a third time, placed upon its final passage and passed the House by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Lobban, Parmenter, Platt, Ranney, Scott, Van Orsdel, Williams, Mr. Speaker—31.

Noes—Messrs. Iredale, Mahoney, Sullivan—3.

Absent—Messrs. Clark, Knittle, Minta—3.

The Speaker here announced that H. B. No. 3, entitled as above, had passed the House.

H. B. No. 19, by Mr. Higgins, "An act to amend and reenact Section 2 of Chapter 4 of the Session Laws of the State of Wyoming, enacted by the Second State Legislature, approved February 9, 1893, defining the judicial districts of the state and prescribing the time for holding the terms of the district court in the several counties of each judicial district," was read a third time, placed upon its final passage, and passed the House by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—33.

Noes—0.

Absent—Messrs. Clark, Knittle, Minta, Parmenter—4.

The Speaker here announced that H. B. No. 19, entitled as above, had passed the House.

Mr. Fox, Speaker pro tem., in the chair.

H. B. No. 23, by Mr. Van Orsdel, "A bill for an act providing for the compilation and revision of the statute laws of the state and for other purposes," was read a third time, placed upon its final passage and passed the House by the following vote:

Ayes—Messrs. Allen, Barrett, Bristol, Davis, Downey,

Fox, Gregory, Hertzog, Higgins, Hills, Iredale, Kelley, Mahoney, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams—19.

Noes—Messrs. Alger, Black, Brooks, Brown, Chapman, Corson, Covert, Finch, Goodell, Henry, Heward, Jackson, Lobban—13.

Absent—Messrs. Clark, Knittle, Minta, Parmenter, Mr. Speaker—5.

The Speaker pro tem. here announced that H. B. No. 23, entitled as above, had passed the House.

H. B. No. 35, by Messrs. Alger, Brooks and Jackson, "A bill for an act authorizing the Board of County Commissioners of any county to build a court house and jail, to locate, receive by donation or purchase a site therefor, and provide for the payment thereof by the issue of bonds, and sell any old buildings or property to be replaced," was read a third time, placed on its final passage and passed the House by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Scott, Sullivan, Van Orsdel, Williams—30.

Noes—0.

Absent—Messrs. Chapman, Clark, Iredale, Knittle, Minta, Ranney, Mr. Speaker—7.

Mr. Speaker pro tem. announced that H. B. No. 35, entitled as above, had passed the House.

H. B. No. 58, by Mr. Van Orsdel, "A bill for an act relative to the conduct of elections," was read a third time, put upon its final passage and failed to pass the House by the following vote:

Ayes—Messrs. Allen, Black, Bristol, Chapman, Corson, Covert, Downey, Fox, Goodell, Gregory, Heward, Kelley, Parmenter, Platt, Scott, Williams—16.

Noes—Messrs. Alger, Barrett, Brooks, Brown, Davis, Finch, Henry, Hertzog, Higgins, Hills, Iredale, Jackson, Lobban, Mahoney, Sullivan, Van Orsdel—16.

Absent—Messrs. Clark, Knittle, Minta, Ranney, Mr. Speaker—5.

Mr. Speaker pro tem. announced that H. B. No. 58, entitled as above, had failed to pass the House.

On motion of Mr. Downey, the House adjourned.

M. C. BARROW,  
Chief Clerk.

## SIXTEENTH DAY.

Hall of the House of Representatives,  
Cheyenne, Wyoming, January 25, 1895.

House met at 10 o'clock a. m., pursuant to adjournment.

Mr. Speaker in the chair.

**Roll call.**

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmente, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker

Absent—Messrs. Clark, Goodell, Minta.

Prayer by the chaplain.

**Journal of previous day's session read and approved.**

On motion of Mr. Chapman, Mr. Goodell was excused until Monday, January 28, 1895.

Mr. Clark was excused from session of yesterday and to-day.

The following communication was received from the Hon. Secretary of State:

The State of Wyoming,  
Office of the Secretary of State,  
Cheyenne, January 24, 1895.

Hon. Jay L. Torrey, Speaker House of Representatives:

Sir—Pursuant to House Joint Resolution No. 3, letters were addressed to the several county clerks for the information required therein, and I have the honor to state that replies have been received from all but one of the counties, from which the following results have been tabulated:

County.	Wolves.	Coyotes.	Mt. Lions.	Total.
Albany .....	\$ 808.00	\$1,327.00	\$ 42.00	\$ 2,177.00
Carbon .....	224.00	715.00	78.00	1,017.00
Crook.....	4,544.00	126.00	12.00	4,682.00
Converse .....	1,808.00	208.00	.....	2,016.00
Fremont.. .....	16.00	75.00	16.00	107.00
Johnson .....	880.00	145.00	12.00	1,037.00
Laramie .....	3,832.00	1,302.75	6.00	5,140.75
Sheridan .....	1,456.00	193.00	.....	1,649.00
Sweetwater .....	48.00	306.00	.....	354.00
Uinta.....	.....	646.00	114.00	760.00
Weston .....	2,649.00	109.00	.....	2,749.00
Natrona (no returns) .....	.....	.....	.....	.....
<b>Totals ... ..</b>	<b>\$16,256.00</b>	<b>\$5,152.75</b>	<b>\$280.00</b>	<b>\$21,688.75</b>

The figures given for Weston county are only for certificates on file for payment in office of county clerk. It is estimated that there are additional outstanding certificates to the amount of \$1,500.00.

I beg to transmit herewith the replies as received from the several counties, and regret that the failure of one county to respond to my request makes it impossible to give as complete returns as would otherwise be given.

Very respectfully yours,

CHARLES W. BURDICK,

Secretary of State.

On motion of Mr. Kelley, the communications from the several counties were returned to the Hon. Secretary of State.

On motion of Mr. Davis, 150 copies of the tabulated portion of the communication from the Secretary of State were ordered printed.

#### BILLS ON FIRST READING.

The following bills were introduced and read first time:

H. B. No. 97, by Mr. Downey, "A bill for an act prescribing fees to be paid by corporations."

Referred to Committee on Corporations.

H. B. No. 98, by Mr. Torrey and Mr. Ranney, "An act to provide for the submission of proposed amendments of the Constitution to the people of Wyoming."

Referred to Committee on Judiciary.

H. B. No. 99, by Mr. Lobban, "An act to provide for the payment by the State of Wyoming of expenses incurred in criminal cases where there are twenty or more defendants, where change of venue has been or may be hereafter taken upon the application of the defendants from the county where the alleged offense was committed and making appropriation for the same."

Referred to Committee on Judiciary.

#### FIRST READING OF SENATE FILES.

The following bills were received from the Senate and read first time:

S. F. No. 16, by Mr. Craig, "A bill for an act supplemental to an act entitled 'An act providing for the issuing of refunding bonds in school districts,' passed by the Second State Legislature, being Chapter 10, Session Laws of 1893, and to provide for any surplus funds realized by the sale of bonds authorized by said act or remaining in the funds provided by law for payment of the principal or interest of the bonds refunded by authority of said act."

Referred to Committee on Education.

S. F. No. 32, by Mr. McGill, "A bill for an act to repeal Section 3843 of the Revised Statutes of Wyoming."

Referred to Committee on Revenue.

## REPORTS FROM STANDING COMMITTEES

The Committee on Elections submitted the following report:

Cheyenne, January 24, 1895.

**Mr. Speaker:**

Your Committee on Elections, to whom was referred H. B. No. 86, beg leave to report as follows: That the bill be reported back to the House with the recommendation that it do pass.

PATRICK SULLIVAN,  
Chairman.

Mr. Fox, on behalf of the Committee on Revenue, reported as follows:

Cheyenne, January 25, 1895.

**Mr. Speaker:**

Your Committee on Revenue, to whom was referred H. B. No. 68, beg leave to report as follows: We report the bill back to the House with the recommendation that it do pass.

GEO. W. FOX,  
Chairman.

Cheyenne, January 25, 1895.

**Mr. Speaker:**

Your Committee on Revenue, to whom was referred H. B. No. 84, beg leave to report as follows: We report the bill back to the House and recommend it do pass.

GEO. W. FOX,  
Chairman.

The following report was received from the Committee on Lands and Irrigation:

Cheyenne, January 25, 1895.

**Mr. Speaker:**

Your Committee on Lands and Irrigation, to whom was referred H. B. No. 57, beg leave to report as follows: It is recommended upon reconsideration of H. B. No. 57, that the bill do not pass.

J. A. VAN ORSDEL,  
Chairman.

The Committee on Engrossment reported as follows:

Cheyenne, January 25, 1895.

**Mr. Speaker:**

Your Committee on Engrossment beg leave to report that House Bill No. 29 has been duly and properly engrossed and is hereby returned to your honorable body for action.

E. L. RANNEY,  
Chairman.

## BILLS ON SECOND READING.

The following bills were read a second time:

H. B. No. 38, by Mr. Alger, Mr. Brooks and Mr. Jackson,

"An act to provide for the establishment of a branch state fish hatchery at or near the town of Sheridan, in the county of Sheridan, and providing for its management and control, for the erection of the necessary buildings and the construction of the necessary water ways and fish ponds for that purpose."

Ordered engrossed for a third reading.

S. F. No. 18, by Mr. Merrill, "A bill for an act relating to the control and maintenance of the capitol building and grounds, and providing in part for funds with which to meet the expenses incident thereto," was read a second time.

#### BILLS ON THIRD READING.

The following bills were read a third time:

H. B. No. 62, by Mr. Jackson, "A bill for an act to amend and re-enact Section 445 of the Revised Statutes of Wyoming relative to general incorporation of towns," was read a third time, placed on its final passage, and passed the House by the following vote:

Ayes—Messrs. Allen, Barrett, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—30.

Noes—0.

Absent—Messrs. Alger, Black, Clark, Goodell, Iredale, Minta, Van Orsdel—7.

The Speaker here announced that H. B. No. 62 had passed the House.

S. F. No. 26, by Mr. Abbott, "A bill for an act to provide for the investment of the permanent funds arising from the sale of state lands," was read a third time, placed upon its final passage and passed the House by the following vote:

Ayes—Messrs. Allen, Barrett, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—31.

Noes—0.

Absent—Messrs. Alger, Black, Clark, Goodell, Iredale, Minta—6.

Mr. Speaker pro tem. here announced that S. F. No. 6 had passed the House.

H. J. R. No. 6, by Mr. Covert, "For the appointing a joint committee to recommend amendments to our State Constitution," was read a third time, place upon its final passage, and passed the House by the following vote:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson,

Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—32.

Noes—0.

Absent—Messrs. Alger, Clark, Goodell, Higgins, Minta—5.

Mr. Speaker pro tem. here announced that H. J. R. No. 6 had passed the House.

H. B. No. 20, by Mr. Higgins, "An act regulating the jury system and providing that in all civil cases a verdict may be rendered upon the concurrence of three-fourths of the whole number of jurors," was read a third time, placed upon its final passage, and passed the House by the following vote:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Davis, Finch, Hertzog, Heward, Higgins, Jackson, Kelley, Knittle, Lobban, Mahoney, Platt, Scott, Sullivan, Mr. Speaker—21.

Noes—Messrs. Corson, Downey, Fox, Gregory, Henry, Hills, Iredale, Ranney, Van Orsdel, Williams—10.

Absent—Messrs. Alger, Clark, Covert, Goodell, Minta, Parmenter—6.

Mr. Speaker pro tem. here announced that H. B. No. 20 had passed the House.

H. B. No. 45, by Mr. Kelley, "A bill for an act to amend and re-enact Section 2937 of the Revised Statutes of Wyoming," was read a third time, placed upon its final passage, and passed the House by the following vote:

Ayes—Messrs. Allen, Barrett, Bristol, Brooks, Brown, Chapman, Corson, Downey, Fox, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—29.

Noes—Mr. Davis—1.

Absent—Messrs. Alger, Black, Clark, Covert, Finch, Goodell, Minta—7.

Mr. Speaker pro tem. here announced that H. B. No. 45 had passed the House.

H. B. No. 50, by Mr. Van Orsdel, "A bill for an act to amend Section 2436, of the Revised Statutes of Wyoming," was read a third time, put upon its final passage, and passed the House by the following vote:

Ayes—Messrs. Allen, Barrett, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Mr. Speaker—30.

Noes—0.

Absent—Messrs. Alger, Black, Clark, Goodell, Minta, Van Orsdel, Williams—7.

Mr. Speaker pro tem. here announced that H. B. No. 50 had passed the House.

H. B. No. 51, by Mr. Van Orsdel, "A bill for an act to amend and re-enact Section 2878 of the Revised Statutes of Wyoming," was read a third time, put upon its final passage, and passed the House by the following vote:

Ayes—Messrs. Allen, Barrett, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Mr. Speaker—27.

Noes—Messrs. Black, Iredale, Kelley, Sullivan—4.

Absent—Messrs. Alger, Clark, Goodell, Minta, Van Orsdel, Williams—6.

Mr. Speaker pro tem. announced that H. B. No. 51 had passed the House.

H. B. No. 29, by Mr. Jackson, "An act fixing the maximum rate of interest that may be taken, reserved or charged, and to prohibit the taking of usury, and to repeal all of Title 18 of the Revised Statutes of Wyoming," was read a third time, put upon its final passage, and passed the House by the following vote:

Ayes—Messrs. Alger, Allen, Black, Brown, Covert, Davis, Downey, Finch, Fox, Gregory, Henry, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—25.

Noes—Messrs. Barrett, Bristol, Brooks, Chapman, Corson, Hertzog, Lobban, Van Orsdel—8.

Absent—Messrs. Clark, Goodell, Knittle, Minta—4.

Mr. Speaker pro tem. here announced that H. B. No. 29 had passed the House.

Mr. Downey gave notice of a motion to reconsider the vote on H. B. No. 29.

On motion of Mr. Iredale, the House resolved itself into Committee of the Whole.

Mr. Alger in the chair.

Upon arising, Mr. Speaker in the chair, the committee reported as follows:

Cheyenne, January 25, 1895.

Mr. Speaker:

Your Committee of the Whole, having under consideration bills on general file, beg leave to report that the same have been duly considered, and your committee recommend as follows:

That H. B. No. 42 be laid over and made special order for this afternoon.

That H. B. No. 36 be indefinitely postponed.

That S. F. No. 7 do pass.

That H. B. No. 27 do not pass.

H. C. ALGER,

Chairman Committee of the Whole.

On motion, the report of the committee was accepted.



On motion of Mr. Covert, the House took a recess until 2 o'clock p. m.

AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

**Mr. Fox, Speaker pro tem., in the chair.**

H. B. No. 100, by Mr. Fox, "A bill for an act for refunding money which has been paid to the state for the lease of lands which are thereafter discovered not to belong to the state, and appropriating money therefor," was read a first time and referred to Committee on Judiciary.

On motion of Mr. Hertzog, the House resolved itself into Committee of the Whole.

**Mr. Higgins in the chair.**

Upon arising, Mr. Speaker pro tem. in the chair, the committee made the following report:

Cheyenne, January 25, 1895.

**Mr. Speaker:**

Your Committee of the Whole, having under consideration H. B. No. 44, beg leave to report as follows: That the same do pass if, after reference to the Hon. Attorney General of the State, the same is decided to be constitutional.

**JOHN E. HIGGINS,**  
Chairman.

On motion, the report of the committee was received, and on motion of Mr. Kelley, the bill was referred to the Attorney General for his opinion on the constitutionality of the bill.

The following communications were received from the Senate:

**Senate Chamber,**  
Cheyenne, January 25, 1895.

**Hon. Speaker of the House:**

Sir—I have the honor to inform your honorable body that the following bills were this day introduced in the Senate:

S. F. No. 50, by Mr. Craig, for "An act to amend and reenact Section 3768 of the Revised Statutes of Wyoming, relating to taxation."

S. F. No. 51, by Mr. Miller, for "An act to amend and reenact Section 2364 B of the Revised Statutes of Wyoming, giving to the representatives of deceased persons the right of action in certain cases."

Respectfully,  
**J. O. ARGESHEIMER,**  
Chief Clerk.

**Senate Chamber,**  
Cheyenne, January 25, 1895.

**Hon. Speaker of the House:**

Sir—I have the honor to inform your honorable body that

the Senate this day concurred in the House amendment to:

S. F. No. 13, relating to stay in justice courts, and in the House amendment to.

S. F. No. 6, defining the form of writ of attachment.

Respectfully,

**J. C. ARGESHEIMER,**  
Chief Clerk.

**Senate Chamber,**

Cheyenne, January 25, 1895.

**Hon. Speaker of the House:**

Sir—I have the honor to inform your honorable body that the Senate this day passed, under suspension of the rules, the following entitled bill and joint resolution:

H. B. No. 26, for "An act to fix the date at which laws enacted shall take effect," with an amendment to title, as indicated on slip thereto attached.

H. J. R. No. 1, "Providing for the printing of 1,000 copies of the governor's message," with an amendment to Section 1, as indicated on the slip thereto attached.

Said bill and joint resolution are herewith returned, and the concurrence of your honorable body in said Senate amendments is respectfully requested.

Very respectfully,

**J. C. ARGESHEIMER,**  
Chief Clerk.

#### BILLS ON FIRST READING.

The following bills were introduced and read first time:

H. B. No. 101, by Mr. Sullivan, "An act to repeal Chapter 33 of the Session Laws for 1890, entitled 'An act providing for a Board of Live Stock Commissioners, and regulating the number, duties and compensation of such commissioners, and its officers and employes, appropriating money for the expense of such commission, providing for deputy sheriffs to specially protect live stock interests, regulating the sale of estrays, and providing for the disposition of the proceeds of the sale of estrays, and providing for and regulating round ups, imposing penalties for the violation of this act, repealing certain stock laws and disposing of the fund established and appropriated thereunder, approved January 8th, 1891, and providing for the closing up of the affairs of such commission, and providing for the disposition of the money now in the hands of such commission.'"

Referred to Committee on Live Stock.

H. B. No. 102, by Mr. Brooks, "A bill for an act relating to banking associations, savings associations and loan and trust companies, and further regulating such associations and corporations and the organization thereof."

Referred to Committee on Corporations

On motion of Mr. Kelley, the House resolved itself into committee of the whole.

Mf. Gregory in the chair.

Upon arising, Mr Speaker in the chair, the committee made the following reprt:

Cheyenne, January 25, 1895.

Mr. Speaker:

Your Committee of the Whole, having under consideration bills on general file, beg leave to report that the same have been duly considered, and your committee recommend as follows:

That H B. No. 42, by Mr. Hills, "A bill for an act to amend and re-enact Section 3, Chapter 5, of the Session Laws of the State of Wyoming, entitled 'An act fixing the compensation of officers and members of the Legislature of Wyoming,' approved December 17, 1890," be indefinitely postponed.

That H B. No. 66, by the Committee on Printing, "A bill for an act to amend and re-enact Section 1 of Chapter 48, of the Session Laws of 1890 and 1891," do not pass.

That H. B. No. 67 be amended by striking out Section 1 of the printed bill, and re-numbering the following sections, and that as so amended the bill do pass.

That H. B. No. 70 do pass.

That S. F. No. 4 do pass.

That H. B. No. 69 do pass.

That H. B. No. 90 do pass.

That H. B. No. 57 be indefinitely postponed.

That H. B. No. 68 do pass.

That H. B. No. 84 be laid over for further consideration on to-morrow.

That H. B. No. 86 do pass.

C. M. GREGORY,  
Chairman.

On motion, the report of the committee was accepted.

The following communication was received from the Attorney General:

State of Wyoming,  
Department of State,  
Cheyenne, Wyoming, January 25th, 1895.

Hon. Jay L. Torrey, Speaker of the House of Representatives:

Sir—I have the honor to hand you herewith, in accordance with the request of the Honorable House of Representatives of January 22nd, a bill for an act providing for refunding money which has been paid to the state for the lease of lands which are thereafter discovered not to belong to the state, and appropriating money therefor. I have left the proposed appropriation blank, to be filled as may seem advisable.

Very respectfully, your obedient servant,

BENJAMIN F. FOWLER,  
Attorney General.

Mr. Iredale asked leave of absence until Monday, January 28th, which was granted.

H. B. No. 163, by Mr. Parmenter, "A bill for an act to provide that the term of office of the members of the Board of Live Stock Commissioners of Wyoming shall be four years," was introduced, read a first time and referred to Committee on Live Stock.

The following report was submitted by the Committee on Corporations:

Cheyenne, January 25, 1895.

**Mr. Speaker:**

Your Committee on Corporations, to whom was referred H. B. No. 74, beg leave to report as follows: We refer the same back to the House with recommendation that it do pass.

JOHN SCOTT,  
Chairman.

Mr. Ranney, on behalf of the Committee on Engrossment, submitted the following report:

Cheyenne, January 26th, 1895.

**Mr. Speaker:**

Your Committee on Engrossment beg leave to report that House Bill No. 38 has been duly and properly engrossed as amended and is hereby returned to your honorable body for action.

E. L. RANNEY,  
Chairman.

On motion, the House adjourned.

M. C. BARROW,  
Chief Clerk.

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## SEVENTEENTH DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyo., January 26th, 1895.

House met at 10 o'clock a. m.

**Mr. Speaker in the chair.**

**Roll call.**

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Clark, Goodell, Iredale, Minta.

Prayer by the chaplain.

Journal of previous day's session read and approved.

REPORTS FROM STANDING COMMITTEES.

The Committee on Education submitted the following report:

Cheyenne, January 26th, 1895.

**Mr. Speaker:**

Your Committee on Education, to whom was referred S. F. No. 16, beg leave to report as follows: "A bill for an act supplemental to an act entitled 'An act providing for the issuing of refunding bonds in school districts,' passed by the Second State Legislature, being Chapter 10, Session Laws of 1893, and to provide for any surplus funds realized by sale of bonds authorized by said act, or remaining in funds provided by law for the payment of the principal and interest of the bonds refunded by authority of said act."

Have considered the same and would recommend it do pass.

C. M. GREGORY,

A. D. KELLEY,

WM. PLATT,

R. H. KNITTLE,

Committee.

Mr. Williams on behalf of the Committee on Agriculture, submitted the following report:

Cheyenne, January 24, 1895.

**Mr. Speaker:**

Your Committee on Agriculture, to whom was referred H. R. No. 33, recommending amendments thereto, beg leave to report as follows: Recommending that the bill with the amendments herewith submitted do pass.

Insert after the word "application," in line 65, Section 1, of the printed bill, the following: That the state engineer shall have authority for good cause shown to extend the time within which irrigation or other works shall be completed, under any permit theretofore issued by said engineer."

Insert in line 14, Section 2, following the word "of," the words "the intersection with."

Strike out all of line 15, Section 2, after the word "reservoirs."

Insert in line 17, Section 2, immediately following the word "all," the word "interesting."

Amend the word "intending," in line 5, Section 3, to read "intended."

Insert in line 4, Section 5, immediately following the word "available," the words "and is hereby appropriated."

All of which amendments are made with reference to the printed copy of said bill

FRANK O. WILLIAMS.

## BILLS ON SECOND READING.

The following bills were read a second time:

H. B. No. 36, by Mr. Brooks and Mr. Jackson, "A bill for an act to amend and re-enact Section three hundred and seventy-five (375) of the Revised Statutes of Wyoming, adopted in the year one thousand eight hundred and eighty-seven," was indefinitely postponed.

S. F. No. 7, by Mr. Hamlin, "A bill for an act to amend and re-enact Section 5 of Chapter 16 of the Session Laws of 1893," was read second time.

H. B. No. 27, by Mr. Iredale, "A bill for an act creating the office of state boiler inspector, fixing said inspector's salary, and prescribing his duties, also providing for the licensing of stationary engineers and for other purposes, and providing for appropriating money for a contingent fund for said office," was read a second time and indefinitely postponed.

H. B. No. 63, by Mr. Fox, "A bill for an act creating the office of state geologist, and regulating the compensation, duties and contingent expenses thereof, and repealing former laws on that subject," was read a second time and ordered engrossed for a third reading.

H. B. No. 65, by Mr. Fox, "A bill for an act providing that a printed copy of all bills introduced in the Legislature shall be mailed to each county clerk in this state," was read a second time and ordered engrossed for a third reading.

H. B. No. 42, by Mr. Hills, "A bill for an act to amend and re-enact Section 3, Chapter 5 of the Session Laws of the state of Wyoming, entitled 'an act fixing the compensation of officers and members of Legislature of Wyoming, approved December 17, 1890,'" was read a second time and indefinitely postponed.

H. B. No. 66, by Committee on Printing, "A bill for an act to amend and re-enact Section 1 of Chapter 48 of the Session Laws of 1890 and 1891," was read second time and consideration postponed until Monday, January 28, 1895.

H. B. No. 67, by Committee on Printing, "A bill for an act providing for the printing of the journals of the Second and Third Legislature of the State of Wyoming, and making an appropriation therefor," was read second time.

Mr. Bristol offered the following amendment: Strike out the words "second and," appearing in the title thereof.

Mr. Brown offered the following amendment: Amend Section 3 by striking out the words "one thousand," appearing in line 1, and inserting in lieu thereof the words "five hundred."

The amendments were adopted, and the bill ordered engrossed.

H. B. No. 70, by Mr. Platt, "A bill for an act fixing the

term of the county commissioners of the several counties of the state," was read a second time and ordered engrossed.

S. F. No. 4, "A bill for an act to provide seals for clerks of District courts and county clerks of the several counties of the state," was read second time.

H. B. No. 69, by Mr. Downey, "A bill for an act to amend Section 2237 of the Revised Statutes of Wyoming, relating to wills," was read second time and ordered engrossed.

H. B. No. 90, by Mr. Brooks, "A bill providing for an act to enlarge the powers of incorporated towns in the State of Wyoming," was read second time and ordered engrossed.

H. B. No. 57, by Mr. Downey, "A bill for an act to protect the waters of the state from encroachments of appropriators in other states and territories, authorizing proceedings therefor, and appropriating money to pay the expenses thereof," was read second time and indefinitely postponed.

H. B. No. 68, by Mr. Downey, "A bill for an act to provide for the designation of state depositories and to regulate the rate of interest on public monies therein," was read second time and ordered engrossed.

H. B. No. 86, by Mr. Brown, "A bill for an act to amend and re-enact Section 126 of Session Laws of 1890 concerning elections, and for other purposes, approved March 14, 1890," was read second time and ordered engrossed.

H. B. No. 26, by Mr. Torrey and Mr. Ranney, "An act to fix the date at which laws enacted by the Legislature of the State of Wyoming and approved by the Governor, shall take effect and be in force." The title was amended by the Senate to read, "An act to fix the date at which laws enacted and approved by the Governor shall take effect and be in force." Such amendment was concurred in by the House by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Mahoney, Parmenter, Ranney, Scott, Williams, Mr. Speaker—27.

Absent—Messrs. Brooks, Clark, Goodell, Iredale, Knittle, Lobban, Minta, Platt, Sullivan, Van Orsdel—10.

Mr. Speaker here announced that the Senate amendment to H. B. No. 26 had been concurred in.

H. J. R. No. 1 by Mr. Parmenter, "Providing for the printing of 1,000 copies of the Governor's message," was amended by the Senate by adding at the end of Section 1 the words "and for general distribution," and such amendment was concurred in by the House by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Mahoney, Parmenter, Ranney, Scott, Williams, Mr. Speaker—27.

Noes—0.

Absent—Messrs. Brooks, Clark, Goodell, Iredale, Knittle, Lobban, Minta, Platt, Sullivan, Van Orsdel—10.

Mr. Speaker announced that the Senate amendment to H. J. R. No. 1 had passed the House.

#### MEMORIALS.

Memorial No. 1, by Mr. Covert, was introduced, read first time and referred to Committee on Memorials.

On motion a recess was taken for ten minutes.

House again called to order.

Mr. Speaker here announced that he was about to sign Enrolled Act No. 2, "An act to fix the date at which laws enacted, and approved by the Governor shall take effect and be in force," and there being no objection offered he proceeded to sign the same in the presence of the House.

Mr. Speaker also announced that he was about to sign H. J. R. No. 1, "Providing for the printing of 1,000 copies of the Governor's message," and there being no objection offered he proceeded to sign the same in the presence of the House.

On motion of Mr. Downey the vote of yesterday on H. B. No. 29, by Mr. Jackson, "An act fixing the maximum rate of interest that may be taken, reserved or charged, and to prohibit the taking of usury, and to repeal all of Title Eighteen, of the Revised Statutes of Wyoming," was reconsidered, and Mr. Downey offered the following amendment:

Amend Section 3 so as to read as follows:

Sec. 3. Interest on all decrees and judgments for the payment of money shall be from the date of the rendition thereof, at the rate of eight per cent per annum, until the same shall be paid. Provided, That if said judgment or decree shall be founded upon any contract, either verbal or written, by the terms of which a less rate of interest than eight per cent shall have been agreed upon, the rate of interest upon such judgment or decree shall be the same as provided for by the terms of the contract upon which the same is founded.

The amendment was adopted and the bill referred to the Committee on Engrossment, with instructions to include the amendment.

#### REPORTS OF STANDING COMMITTEES.

The Committee on Enrollment submitted the following reports:

Cheyenne, Wyo., January 26, 1895.

Mr. Speaker:

Your Committee on Enrollment to whom was referred H. J. R. No. 1, beg leave to report as follows:



That the same has been properly enrolled and with the original is herewith returned.

**W. J. HILLS,**  
Chairman.

Cheyenne, Wyo., January 26, 1895.

**Mr. Speaker:**

Your Committee on Enrollment to whom was referred H. B. No. 26, beg leave to report as follows:

That the same has been properly enrolled as House Enrolled Act No. 2, and with the original, is herewith returned.

**W. J. HILLS,**  
Chairman.

The following reports were submitted by the Committee on Live Stock:

Cheyenne, Wyo., January 26, 1895.

**Mr. Speaker:**

Your Committee on Live Stock, to whom was referred H. B. No. 88, beg leave to report as follows:

That they have examined House Bill No. 88, and recommend that the same do pass.

**JOHN MAHONEY,**  
Chairman.

Cheyenne, Wyo., January 26, 1895.

**Mr. Speaker:**

Your Committee on Live Stock, to whom was referred H. B. No. 79, beg leave to report as follows:

That they have examined House Bill No. 79, and recommend that the same do not pass.

**JOHN MAHONEY,**  
Chairman.

Cheyenne, Wyo., January 26, 1895.

**Mr. Speaker:**

Your Committee on Live Stock, to whom was referred H. B. No. 82, beg leave to report as follows:

Your committee recommend that the same be amended as follows: By adding after the word dollars, Section 7, lines 9 and 10, Provided; That the provisions of this section shall not apply to sheep which might have been infected with the disease known as "scab" when no evidence of the same exists at the time the same are offered for sale, and with such amendment that H. B. No. 82 do pass.

**JOHN MAHONEY,**  
Chairman..

At the request of Mr. Clark he was excused from the day's session.

Mr. Speaker here announced that he was about to sign the following bills:

Senate Enrolled Act No. 2, "An act to amend and re-enact

Section 2872 of the Revised Statutes of Wyoming defining the form of writ of attachments."

Senate Enrolled Act No. 3, "An act to amend and re-enact Section 3514 of the Revised Statutes of Wyoming relating to the time for which stay of execution may be granted in justice courts."

Senate Enrolled Act No. 4, "An act to provide for the investment of the permanent funds arising from the sale of state lands."

There being no objection offered he proceeded to sign the same in the presence of the House.

On motion a recess was taken until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Fox, Speaker pro tem., in the chair.

The following communication was received from His Excellency, the Governor:

Executive Office,

Cheyenne, Wyo., January 26, 1895.

To the Hon. Speaker of the House:

I have the honor to inform you that I have approved and signed:

Enrolled Act No. 2, Senate, "An act to amend and re-enact Section 2872 of the Revised Statutes of Wyoming, defining the form of writ of attachment."

Enrolled Act No. 3, Senate, "An act to amend and re-enact Section 3514 of the Revised Statutes of Wyoming, relating to the time for which stay of execution may be granted in justice courts."

Enrolled Act No. 2, House, "An act to fix the date at which laws enacted shall take effect."

Enrolled Joint Resolution No. 1, House, "Providing for the printing of 1,000 copies of the Governor's message."

WM. A. RICHARDS,

Governor.

The following report was submitted by the Committee on Enrollment:

Cheyenne, Wyo., January 26, 1895.

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Enrolled Act No. 2, "An act to fix the date at which laws enacted shall take effect and H. J. R. No. 1, "Providing for the printing of 1,000 copies of the Governor's message, beg leave to report that the same have been signed by the President of the Honorable Senate and have been delivered to the Governor, taking his receipt therefor.

W. J. HILLS,  
Chairman.

The following communication was received from the Senate:

Senate Chamber,

Cheyenne, Wyo., January 26, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following bills and joint resolutions this day passed the Senate:

S. F. No. 28, for "An act to amend Sections 7, 9, 10, 11, 20, 24 and 26 of Chapter 84 of the Laws of 1890-91, of the State of Wyoming, being an act entitled, "An act providing for the office of State Examiner, defining his powers and duties, prescribing his bond and fixing his compensation."

Ayes—13.

Noes—0.

Absent—5.

S. F. No. 31, for "An act requiring all conditional sales or transfers of personal property to be in writing and that such writing be made a matter of record."

Ayes—13.

Noes—0.

Absent—5.

S. F. No. 38, for "An act to amend and re-enact Sections 3628, 3629 and 3630 of the Revised Statutes of Wyoming."

Ayes—13.

Noes—0.

Absent—5.

S. F. No. 41, for "An act to provide for the parol of prisoners, to place the power thereof in the Governor of the State, and defining the duties of the Governor and of peace officers in connection therewith."

Ayes—14.

Noes—0.

Absent 4.

H. B. No. 5, for "An act to amend and re-enact Section 1481 of Chapter 1, Title 27 of the Revised Statutes of Wyoming, concerning baggage and other personal property held as a lien for board and lodging by hotel and boarding house keepers, and the disposition of the same," with amendments as indicated on the leaf thereto attached.

Ayes—12.

Noes—0.

Absent—6.

H. J. R. No. 2, "Providing State and Federal Officers with copies of printed bills."

Ayes 12.

Noes—0.

Absent—6.

S. F. No. 37, for "An act to amend Section 3771 of the Revised Statutes of Wyoming of 1887."

Ayes—12.

Noes—1.

Absent—5.

Said Senate Files Nos. 28, 31, 38, 41 and 37 are herewith transmitted for the consideration and action of your honorable body; said H. B. No. 5, and H. J. R. No. 2 are herewith returned, and the concurrence of your honorable body in Senate amendments to said H. B. No. 5 is respectfully requested.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., January 26, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following entitled bills were this day introduced in the Senate:

S. F. No. 52, by Mr. Ludvigsen, "A bill for an act concerning conveyances, and providing for the cancellation and discharge of mortgages and deeds of trust."

S. F. No. 53, by Mr. Hanson, "A bill for an act fixing the legal and maximum rate of interest that may be taken, reserved or charged; defining usury, and prohibiting the taking of usury in the State of Wyoming, and to repeal all of Title 18, of the Revised Statutes of Wyoming."

S. F. No. 54, by Mr. Cross, "A bill for an act providing for the redemption of real property, sold under execution and mortgage foreclosure."

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

On motion of Mr. Mahoney the House adjourned.

M. C. BARROW,  
Chief Clerk.

## EIGHTEENTH DAY.

Hall of the House of Representatives,

Cheyenne, Wyo., January 28, 1895.

House met at 10 o'clock a. m., pursuant to adjournment.

Mr. Fox, Speaker pro tem., in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams.

Absent—Messrs. Downey, Minta, Mr. Speaker.

Prayer by the chaplain.

Journal of previous day's session read and approved.

On motion of Mr. Gregory, Mr. Downey was excused from the morning session.

#### UNFINISHED BUSINESS.

H. B. No. 5, by Mr. Fox, "A bill for an act to amend and re-enact Section 1481 of Chapter 1, Title 27, of the Revised Statutes of Wyoming concerning baggage and other personal property held as a lien for board and lodging by hotel and boarding house keepers, and the disposition of the same," was amended by the Senate as follows:

Amend Section 1 of the bill by striking out the words, "appraised and," as they appear in line 10 of said section in the printed bill.

Further amend Section 1 by striking out all of said section after the word "the" in line 11 of said section, in the printed bill, and insert in lieu thereof the following:

"Following manner: He shall give ten days prior notice of the sale of said articles by him held under his lien, a copy of which he shall immediately transmit, by registered letter, to the owner of the articles at his usual place of abode, if known, and he shall post said notices of sale in three conspicuous and public places in the city, town, village or place where said keeper resides, giving a description of the articles to be sold and the time and place of sale, one of which notices shall be posted in the office of the hotel, lodging house, boarding house or restaurant if still maintained. At the time mentioned in said notices, the said keeper may proceed to sell to the highest the best bidder for cash, all of such personal property held under the lien, or so much thereof as may be necessary to pay his claim, and the residue of the unsold property, together with the surplus proceeds of such property sold, if any, he shall surrender to the owner, his heirs or legal representatives, on application therefor." And such Senate amendment was concurred in by the House by the following vote:

Ayes—Messrs. Allen, Barrett, Black, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Scott, Van Orsdel—29.

Noes—0.

Absent—Messrs. Alger, Bristol, Downey, Henry, Minta, Ranney, Sullivan, Williams, Mr. Speaker—8.

## FIRST READING OF BILLS.

H. B. No. 104, by Mr. Iredale, by request, "A bill for an act to amend and re-enact Section fourteen hundred and forty-two (1442), and to repeal Section fourteen hundred and fifty-five (1455) of the Revised Statutes of Wyoming, concerning liquor licenses and penalties," was read first time and referred to Committee on Corporations.

## SENATE FILES ON FIRST READING.

The following Senate Files were read first time:

S. F. No. 28, by Mr. Merrill, "A bill for an act to amend Sections 7, 9, 10, 11, 20, 24 and 26 of Chapter 84 of the Laws of 1890-91 of the State of Wyoming, being an act entitled "An act providing for the office of State Examiner, defining his powers and duties, prescribing his bond, and fixing his compensation."

Referred to Committee on Judiciary.

S. F. No. 37, by Mr. Hoyt, "A bill for an act to amend Section 3771 of the Revised Statutes of Wyoming of 1887."

Referred to Committee on Revenue.

S. F. No. 41, by Mr. Appelget, "A bill for an act to provide for the parol of prisoners, to place the power thereof in the Governor of the state, and defining the duties of the Governor and peace officers in connection therewith."

Referred to Committee on Judiciary.

S. F. No. 38 by Mr. Hamlin, "A bill for an act to amend and re-enact Section 3628, 3629, and 3630 of the Revised Statutes of Wyoming, providing for trial and a change of justice in criminal cases.

Referred to Committee on Judiciary.

S. F. No. 31, by Mr. Appelget, "A bill for an act requiring all conditional sales or transfers of personal property to be in writing and that such writing be made a matter of record."

Referred to Committee on Judiciary.

## REPORTS OF STANDING COMMITTEES.

The following report was submitted by the Committee on Corporations:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee on Corporations to whom was referred H. B. No. 97, beg leave to report as follows:

We refer the same back to the House with recommendation that it do pass.

JOHN SCOTT,  
Chairman.

The Committee on Live Stock reported as follows:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee on Live Stock to whom was referred House Bill No. 54 having examined the same beg leave to report as follows: That we recommend Section 1 to be amended by striking out in line two the words "wild cats and mountain lions," and in line five the words "two dollars" and insert in lieu thereof the words "one dollar and a half," and by striking out in line five the words "for each wild cat so destroyed, one dollar" and in line six the words "four dollars" and insert in lieu thereof the words "five dollars," and in line six and seven the words "for each mountain lion so destroyed four dollars," so that the section so amended shall read as follows:

Sec. 1. For the purpose of encouraging the destruction of coyotes and black and gray wolves the following bounty shall hereafter be paid by the State of Wyoming in the manner hereafter provided, viz.: For each coyote so destroyed, one dollar and a half, for each gray or black wolf so destroyed, five dollars.

That Sec. 10 be amended by striking out the whole thereof and inserting in lieu thereof the following:

Sec. 10. There shall be assessed upon all taxable property in the state in each year after the passage of this act, a special tax of one mill on each and every dollar of the assessed valuation of such property, which tax shall be levied, collected and paid to the treasurer in the manner provided by law for the levying, collection and payment of other taxes, said tax when so paid to the state treasurer shall be used solely for the purpose of aiding and encouraging the destruction of predatory wild animals, in the manner herein set forth, and the whole amount of the proceeds of such special tax or so much thereof as may be necessary is hereby appropriated for the purpose of this act.

JOHN MAHONEY,  
Chairman.

Mr. Fox, on behalf of the Committee on Revenue submitted the following reports:

Cheyenne, Wyo., January 26, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred Senate File No. 32 beg leave to report as follows: Amend the title by adding as follows:

Concerning assessment of stock coming into territory after annual assessment.

And with such amendment we recommend the bill do pass.

GEO. W. FOX,  
Chairman.

Cheyenne, Wyo., January 26, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred House Bill No. 91, beg leave to report that they have had the same under consideration and recommend as follows:

(1). That Section 2 of the bill stand as Section 3.

(2). That a new section be inserted in the bill to be numbered Section 2, as follows:

Sec. 2. If the County Treasurer or County Commissioners shall refuse to receive any warrant so presented for the payment of such taxes, it shall be the duty of the person presenting such warrant to make a tender of such warrant to the County Treasurer in the presence of two witnesses, and if the County Treasurer shall refuse to receive such warrants, he shall be forever stopped from enforcing the collection of the taxes for which such warrant has been tendered and the County Treasurer shall be liable on his official bond for such taxes.

And when so amended the committee recommends that the bill do pass.

GEO. W. FOX,  
Chairman.

The following report was submitted by the Committee on Engrossment:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 63, 65, 67, 68, 69, 70, 86, and 90, have been duly and properly engrossed and are hereby returned to your honorable body for action.

E. L. RANNEY,  
Chairman.

The following communication was received from the Senate:

Cheyenne, Wyo., January 28, 1895.

To the Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following entitled bill was this day day introduced in the Senate:

S. F. No. 55, by Mr. Craig, "A bill for an act to provide for the supervision and use of the public waters of the state and to amend and re-enact Sections 2, 3, 4, 19, 23, 26, 29, 30 and 45, of Chapter 8, of the Session Laws of 1890-91, entitled: "An act providing for the supervision and use of the water of the state."

Respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

On motion of Mr. Hertzog the House resolved itself into



Committee of the Whole for the purpose of considering bills on general file.

Mr. Covert in the chair.

Upon arising, Mr. Speaker pro tem in the chair, the committee made the following report:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee of the Whole having under consideration bills on general file, beg leave to report that the same have been duly considered, and your committee recommend as follows:

That H. B. No. 84 be amended by striking out the word "second" appearing in line 3, Section 1 of the printed bill, and inserting in lieu thereof the word "fourth," and that as so amended the bill do pass.

That H. B. No. 74 be amended by striking out the last word, being "two" in line 6, Section 4, and substituting therefor the word "one," and change the figures in parenthesis in line 7, Section 4, to read "\$100;" strike out the last word in line 6, in said printed bill and the words "this state or" in line 7, of Section 1, and insert the words "than in this state" immediately following the word "elsewhere" in said line 7, and that as so amended the bill do pass.

That H. B. No. 96 do pass.

That H. B. No. 79 do not pass.

PITT COVERT,  
Chairman.

On motion the report of the committee was adopted.

On motion of Mr. Hills the House took a recess until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker pro tem in the chair.

The following reports were submitted by the Committee on Enrollment:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No. 5, beg leave to report as follows: That the same has been properly enrolled as Enrolled Act No. 3, and with the original is herewith returned.

W. J. HILLS,  
Chairman.

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee on Enrollment to whom was referred H. J. R. No. 2, beg leave to report as follows: That the same has

been properly enrolled as Enrolled Joint Resolution No. 2 and with the original, is herewith returned.

W. J. HILLS,  
Chairman.

Mr. Speaker pro tem here announced that he was about to sign the following bills:

House Enrolled Act No. 3, by Mr. Fox, "A bill for an act to amend and re-enact Section 1481 of Chapter 1, Title 27 of the Revised Statutes of Wyoming."

Enrolled House Joint Resolution No. 2, by Mr. Parmenter, "Providing state officers with copies of printed bills."

There being no objection offered he proceeded to sign the same in the presence of the House.

The following communication was received from the Attorney General:

State of Wyoming,  
Attorney General's Office,  
Cheyenne, Wyo., January 28, 1895.

HON. JAY L. TORREY,

Speaker of the House of Representatives:

Sir—I have the honor to transmit herewith my opinion as Attorney General of the constitutionality of the bill relating to the establishment of kindergarten system of instruction in this state.

Very respectfully,  
BENJAMIN F. FOWLER,  
Attorney General.

The State of Wyoming,  
Attorney General's Office,  
Cheyenne, Wyo., January 28, 1895.

To the Honorable Speaker and Members of the House of Representatives:

Gentlemen: I have the honor to acknowledge receipt of your communication of January 25th, in which you submit, with a request for an opinion, "A bill for an act entitled, 'An act giving power to the Board of Trustees of any school district to establish and maintain the kindergarten system of instruction in the public schools, at which children between the ages of four and six may receive such instruction.'"

The question which you submit is "whether or not the provisions thereof, should it become a law, will in any way conflict with the Constitution?"

It is a well settled principle, that where the people of any any state have created, by their Constitution, a legislative department of government, that they confer upon it full power of legislation, except so far as they have delegated this power, in respect to certain matters to the Congress of the United States, and except so far as they have imposed checks and limitations, by the Constitution upon this authority.

The Legislature of this state may therefore enact any law which does not interfere with the other departments created by the Constitution, of any character, unless either in express terms, or by necessary implication, it is prohibited by the Constitution of the United States, or of this state.

The Constitution is to be viewed not simply as a grant of power, but as a limitation upon legislative power.

Under the provisions of the Constitution of Wyoming, Section 1, of Article VII., it is provided that:

"The Legislature shall provide for the establishment and maintenance of a complete and uniform system of public instruction, embracing free elementary schools of every needed kind and grade, a university with such technical and professional departments as the public good may require, and the means of the state allow, and such other institutions as may be necessary."

The provisions of this section are extremely broad and the intention of the Constitutional Convention was undoubtedly to make it the duty of the Legislature to provide schools "of every needed kind and grade."

The Constitutional provision in this respect is very broad and the question of what these needed grades shall be seems to have been left entirely to the wisdom of the Legislature and they have no limitation placed upon them as to what might be needed. However, the section is so mandatory as to make it their duty to establish "every needed kind and grade" of free elementary schools.

It has been urged as a ground of the unconstitutionality of this bill, first, that Section 8 of Article 7 of the Constitution provides that, "Provision shall be made by general law for the equitable distribution of such income among the several counties according to the number of children of school age in each;" and second, that Section 9 of Article 7, provides that the Legislature "shall make such further provision by taxation or otherwise as with the income arising from the general school fund will create and maintain a thorough and efficient system of public schools, adequate to the proper instruction of all of the youth of the state between the ages of six and twenty-one years, free of charge."

In reference to the first proposition, the bill which you have presented to me, provides in Section 1, "That nothing in this act shall be so construed as to in any manner change the law as it now stands with reference to the taking of the census of the school population or the apportionment of state and county school funds among the several counties and districts of this state;" the present law in regard to this question of distribution referring to children between the ages of six and twenty-one years.

It would unquestionably be true that the Legislature would not have authority to provide for the distribution of the income from the permanent school funds, in any other manner than

that provided by Section 8 of Article 7 of the Constitution, but regardless of this, Section 8, does not act as a limitation upon the authority given under Section 1 of Article VII.

In regard to the second objection, while Section 9 of the Constitution provides that the Legislature shall make provision to create and maintain a thorough and efficient system of public schools adequate to the proper instruction of all of the youth of the state between the ages of six and twenty-one years, free of charge and further provides that the Legislature shall require that every child of sufficient mental and physical ability shall attend the public schools, during the period between six and eighteen years of age, for a time equivalent to three years, unless educated by other means," there is certainly no limitation in this section which would prevent the Legislature from providing other schools for children of other ages if the legislative body should deem such other schools to come under the head of "free elementary schools, of "needed kind and grade," as referred to in Section 1 of Article VII.

In the State of Colorado, the Constitution provides by Section 2 of Article IX., that, "The general assembly shall, as soon as practicable provide for the establishment and maintenance of a thorough and uniform system of free public schools, throughout the state, where all residents of the state, between the ages of six and twenty-one years, may be educated gratuitously."

The provision in the main being the same as that contained in Section 9 of Article VII of the Constitution of Wyoming. However, in the Constitution of Colorado, there is no broad, mandatory provision such as is referred to in Section 1 of Article VII of our Constitution, but regardless of this fact, the Legislature of Colorado have provided by an act approved March 14th, 1893, giving power to the school boards to establish and maintain a free kindergarten system at the expense of the state, for children between the ages of three and six years, which system of education has been adopted and is now carried on in nearly every one of the larger communities in that state.

The only limitations which are placed on the Legislature of this state, in regard to the establishment of public schools in this state, are that such schools must be free, that such schools must be needed, and the latter limitation is one which must be determined in the judgment of the Legislature.

My opinion, therefor, is that the provisions of this law will not in any way conflict with the Constitution of this state.

Very Respectfully submitted,

BENJAMIN F. FOWLER,  
Attorney General.

The following communication was received from the Senate:

**Senate Chamber,**

Cheyenne, Wyo., January 28, 1895.

**Hon. Speaker of the House:**

Sir—I have the honor to transmit herewith, for the consideration and action of your honorable body:

S. F. No. 44, for "An act to provide for special terms of the supreme court."

Which this day passed the Senate by the following vote:

Ayes—14.

Noes—0.

Absent—4.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

On motion of Mr. Bristol the rules were suspended for the day, and the Chief Clerk was instructed to read bills by title only, by the following vote:

Ayes—25.

Noes—0.

Absent—12.

**BILLS ON FIRST READING.**

H. B. No. 105, by Mr. Goodell, "An act relating to commitment of persons insane, prescribing manner of trial, form of verdict, commitment warrant, lunacy statement, providing for apparel, return of patients, change of name of institution, and to repeal all laws inconsistent herewith," was read first time and referred to Committee on Judiciary.

S. F. No. 44, by Mr. Appelget, "A bill for an act to provide for special terms of the supreme court," was read first time and referred to Committee on Judiciary.

**BILLS ON SECOND READING.**

The following bills were read a second time:

H. B. No. 66, by Committee on Printing, "A bill for an act to amend and re-enact Section 1, of Chapter 48 of the Session Laws of 1890-91."

Indefinitely postponed.

H. B. No. 44, by Mr. Kelley, "A bill for an act giving power to the Board of Trustees of any school district to establish and maintain the kindergarten system of instruction in the public schools, at which children between the ages of four and six years may receive such instructions."

Ordered engrossed for third reading.

**BILLS ON THIRD READING AND FINAL PASSAGE.**

The following bills were read a third time:

S. F. No. 18, by Mr. Merrill, "A bill for an act relating to the control and maintenance of the capitol building and

grounds, and providing in part for funds with which to meet the expenses incident thereto."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams—33.

Noes—0.

Absent—Messrs. Downey, Finch, Minta, Mr. Speaker—4.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all members elected to the House.

H. B. No. 38, by Mr. Alger, Mr. Brooks and Mr. Jackson, "An act to provide for the establishment of a branch state fish hatchery at or near the town of Sheridan, in the County of Sheridan; and providing for its management and control; for the erection of the necessary buildings and the construction of the necessary waterways and fish ponds for that purpose."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen Barrett, Black, Bristol, Brooks, Brown, Clark, Corson, Covert, Fox, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams—29.

Noes—Mr. Goodell—1.

Absent—Messrs. Chapman, Downey, Davis, Finch, Minta, Van Orsdel, Mr. Speaker—7.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of the majority of all the members elected to the House.

S. F. No. 4, by Mr. Hamlin, "A bill for an act to provide seals for clerks of district courts and County Clerks in the several counties of the state."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Brooks, Brown, Chapman, Clark, Corson, Covert, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan—28.

Noes—0.

Absent—Messrs. Bristol, Davis, Downey, Finch, Iredale, Minta, Van Orsdel, Williams, Mr. Speaker—9.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. F. No. 7, by Mr. Hamlin, "A bill for an act to amend

and re-enact Section 5 of Chapter 16, of the Session Laws of 1893."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Bristol, Corson, Davis, Finch, Fox, Goodell, Gregory, Hertzog, Heward, Iredale, Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel—21.

Noes—Messrs. Alger, Brooks, Brown, Chapman, Clark, Henry, Higgins, Hills Jackson, Lobban—10.

Absent—Messrs. Black, Covert, Downey, Minta, Williams, Mr. Speaker—6.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 90, by Mr. Brooks, "A bill providing for an act to enlarge the powers of incorporated towns in the State of Wyoming."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams—31.

Noes—Mr. Iredale.

Absent—Messrs. Covert, Downey, Minta, Van Orsdel, Mr. Speaker—5.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 86, by Mr. Brown, "A bill for an act to amend and re-enact Section 126 of Session Laws of 1890 concerning elections and for other purposes approved March 14, 1890."

Action postponed until tomorrow, January 29, 1895.

H. B. No. 70, by Mr. Platt, "A bill for an act fixing the term of County Commissioners in the several counties of the state."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Bristol, Brooks, Brown, Chapman, Corson, Davis, Finch, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan—27.

Noes—Messrs. Clark, Fox, Hills—3.

Absent—Messrs. Black, Covert, Downey, Minta, Van Orsdel, Williams, Mr. Speaker—7.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 69, by Mr. Downey, "A bill for an act to amend

Section 2237 of the Revised Statutes of Wyoming relating to wills."

By unanimous consent the word "of" was inserted between the words "time" and "attesting" in line 6, Section 1, and as so amended the bill was read a third time and passed the House by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Bristol, Brooks, Brown, Chapman, Corson, Davis, Finch, Fox, Goodell, Gregory, Henry, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott—27.

Noes—Messrs. Clark, Hertzog, Sullivan—3.

Absent—Messrs. Black, Covert, Downey, Minta, Van Orsdel, Williams, Mr. Speaker—7.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 68, by Mr. Downey, "A bill for an act to provide for the designation of state depositories, and to regulate the rate of interest on public monies therein."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Bristol, Brooks, Brown, Chapman, Clark, Corson, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel—30.

Noes—0.

Absent—Messrs. Black, Covert, Downey, Lobban, Minta, Williams, Mr. Speaker—7.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all the members of the House.

H. B. No. 63, by Mr. Fox, "A bill for an act, creating the office of State Geologist, and regulating the compensation, duties and contingent expenses thereof, and repealing former laws on that subject."

The result of the vote by ayes and noes in the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Knittle, Parmenter, Platt, Ranney, Scott, Van Orsdel,—28.

Noes—Messrs. Iredale, Kelley—2.

Absent—Messrs. Downey, Lobban, Mahoney, Minta, Sullivan, Williams, Mr. Speaker—7.

And thereupon the Speaker pro tem announced that the bill had been passed by a vote of the majority of all the members elected to the House.

H. B. No. 65, by Mr. Fox, "A bill for an act providing that



a printed copy of all bills introduced in the Legislature shall be mailed to each County Clerk in this state."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry Hertzog, Heward, Higgins, Hills, Parmenter, Platt, Ranney, Scott, Van Orsdel—26.

Noes—Mr. Jackson—1.

Absent—Messrs. Downey, Iredale, Kelley, Knittle, Lobban, Mahoney, Minta, Sullivan, Williams, Mr. Speaker—10.

And thereupon the Speaker pro tem announced that the bill had been passed by a vote of the majority of all the members elected to the House.

H. B. No. 67, by Committee on Printing, "A bill for an act providing for the printing of the Journals of the Third Legislature of the State of Wyoming, and making an appropriation therefor."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Clark, Corson, Covert, Fox, Gregory, Heward, Hills, Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel—19.

Noes—Messrs. Bristol, Brooks, Brown, Davis, Finch, Goodell, Henry, Hertzog, Higgins, Iredale, Jackson—11.

Absent—Messrs. Chapman, Downey, Knittle, Lobban, Minta, Williams, Mr. Speaker—7.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of the members elected to the House.

On motion of Mr. Hertzog the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Mr. Sullivan in the chair.

Upon arising, Mr. Speaker pro tem in the chair, the Committee submitted the following report:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee of the Whole having had under consideration bills on the general file, beg leave to report that the same have been duly considered, and your committee recommends as follows:

That H. B. No. 33 do pass, with amendments submitted by the Committee on Agriculture.

That H. B. No. 82 be amended in accordance with the recommendation of the Committee on Live Stock; that there be inserted in line 2 of Section 9, of the printed bill, in the blank space left for dollars, the words "sixteen hundred;" insert "Sec. 4201" preceding line 3, Section 2; insert "Sec. 4205" preceding line 3, Section 4, insert "Sec. 4206" preceding line 3,

Section 5; insert "Sec. 4207" preceding line 3, Sec. 7; and that as so amended the bill do pass.

PATRICK SULLIVAN,  
Chairman.

There being no objection offered the report was adopted.

The following report was submitted by the Committee on Lands and Irrigation:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

A majority of your Committee on Lands and Irrigation, to whom was referred H. B. No. 6, beg leave to report as follows:

We recommend the passage of the bill as introduced in the House with the following amendments:

That after the word "purposes" in line 4 of Section 1, be inserted the words "approved August 18, A. D., 1894."

That after the word "Wyoming" in line 3 of Section 2, be inserted the words "said State Board of Land Commissioners shall be hereinafter designated as the 'Board.'"

That after the word "all" in line 3 of Section 3, be inserted the word "contract."

That the word "that" in line 3 of Section 4, be changed to "and."

That after the word "company" at the end of line 1 of Section 7, be inserted the words "constructing, having constructed or."

That after the word "terms" in line 10 of Section 7, be inserted the words "per acre."

That after the word "land" in line 11 of Section 7, be inserted the words "to be."

That the words "company or persons" in line 1 of Section 9, be corrected to read "company of persons."

That after the word "described" in line 11 of Section 10, be inserted the words "whether or not the proposed cost of construction is reasonable."

That after the word "adequate" in line 18 of Section 10, be inserted the words "whether or not the proposed cost of construction is reasonable."

That after the word "construction" in line 6 of Section 11, be inserted the words "the cost."

That after the word "which" in line 3 of Section 13, the word "proposal" be stricken out and the word "contract" be inserted.

That after the word "work" in line 5 of Section 13, be inserted the words "the price and terms per acre at which such works and perpetual water rights shall be sold to settlers."

That the words "carrying out" in line 10 of Section 13, be changed to the words "faithful performance."

That the word "proposal" in line 1 of Section 14, be changed to the word "contract."

That the word "considered" in line 1 of Section 14, be changed to the word "made."

That the word "proposals" in line 2 of Section 14, be changed to the word "contract."

That the word "law" in line 2 of Section 15, be changed to the words "the contracts."

That in line 4 of Section 15, the words "Land Board and the provisions of this act" be stricken out.

That after the word "days" in line 6 of Section 15, be inserted the words "from the sending of such notice."

That after the word "they" in line 6 of Section 15, be inserted the word "shall."

That after the word "state" in line 7 of Section 15, be inserted the words "the bond and contract of such parties and all works constructed thereunder shall be at once and thereby forfeited to the state and."

That the words "state and land" at the end of line 7 and beginning of line 8 of Section 15, be stricken out.

That after the word "Board" in line 8 of Section 15, be inserted the words "at once so."

That the words "the bond and contract of such parties forfeited to the state" in line 8 of Section 15 be stricken out.

That the words "in advance" in line 15 of Section 15, be changed to the word "subsequent."

That the word "first" in line 15 of Section 15, be changed to the words "the last."

That after the word "state" in line 6 of Section 17, be inserted the words "and the contract price at which settlers can purchase perpetual water rights."

That in line 2 of Section 18, the words "excepting married women" be enclosed in parenthesis.

That in line 9 of Section 20, the word "county" be stricken out and the words "United States Circuit court" inserted.

That in line 15 of Section 20, the word "or" be changed to the word "and."

That in line 21 of Section 20, after the word "state" shall be inserted the words "provided that when the chief clerk shall take such final proof, all fees received by him shall be turned into the state treasury."

That in line 5 of Section 21, the word "all" be changed to the word "the."

That in line 5 of Section 21, after the word "rights" shall be inserted the words "to all lands."

That in line 14 of Section 21, the word "to" be changed to the word "shall."

That in line 20 of Section 21, the word "to" be changed to the word "shall."

That in line 21 of Section 21, the word "to" be changed to the word "shall."

That in line 24 of Section 21, after the word "county," the

word "to" be stricken out and the words "shall in all such cases" be inserted.

That the words "to sell" and "to make" in line 24 of Section 21, be changed to read "shall sell" and "shall make."

That the word "property" in line 24 of Section 21, be stricken out and the words "such land and water rights" inserted.

That in line 25 of Section 21, the words "good and sufficient deed" be stricken out and the words "certificates of sale" inserted.

That all of Section 21, after the word "that" in line 29, be stricken out and there be substituted the following:

At any time within nine months after the foreclosure sale by the sheriff of the land and water rights as aforesaid, the original owner against whom the lien has been foreclosed, may apply to the person, company of persons, association or incorporated company purchasing at such sale, to redeem such land and water rights, and the purchaser shall assign the certificate of sale of such land and water rights to such original owner, upon the payment by him within such nine months, of the amount of the lien for which the same was sold at such foreclosure sale, together with the interest, costs and fixed charges thereon.

Where the lien holder becomes the purchaser at such foreclosure sale, if such lands and water rights are not redeemed by the original owner within nine months, then at any time within three months after the expiration of such nine months, any person desiring to settle upon and use such lands and water rights, may apply to the purchaser at such foreclosure sale to redeem such land and water rights, and such purchaser shall assign the certificate of sale of such land and water rights to the person desiring to redeem the same, upon the payment by him, within such three months, of the amount of the lien for which the same was sold at such foreclosure sale, together with the interest, costs and fixed charges thereon.

Upon issuing any certificate of sale, it shall be the duty of the sheriff to file for record in the office of the county clerk of the county where such land is situated, a certified copy of such certificate of sale, and in case the original owner shall redeem the land and water rights sold as aforesaid, he shall file for record in the office of such county clerk, the certificate of sale assigned to him by the purchaser as aforesaid, upon his redemption of such land and water rights. In case the land and water rights shall be redeemed by any other person than the original owner, the sheriff shall, upon presentation of such certificate, issue a deed for such land and water rights to the person so redeeming the same. If the land and water rights shall not be redeemed by any person within the times and in the manner hereinbefore provided, it shall be the duty of the sheriff, upon presentation of the certificate of sale by the original purchaser, to issue a deed to such purchaser. Where such land

and water rights are not purchased by the lien holder of such foreclosure sale, it shall be the duty of the sheriff to first pay the lien holder out of the proceeds of such sale, the amount of the lien, together with all interest, costs and fixed charges thereon, and to pay any balance remaining to the person against whom such lien has been foreclosed, and for his services in such cases the sheriff shall receive the same fees as are provided by law in civil cases."

That in line 9 of Section 23, the word "to" be changed to "shall."

That Section 26 be inserted to read:

"Sec. 26. All suits or actions brought by the Board under the provisions of this act, shall be instituted by the Board in the name of the people of the State of Wyoming."

That Section "26" be numbered Section "27."

That Section "27" be numbered Section "28."

On motion of Mr. Van Orsdel 500 copies of the bill as amended were ordered printed for the use of the members.

The Committee on Live Stock reported as follows:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee on Life Stock to whom was referred H. B. No. 56, beg leave to report as follows:

That they have examined the same and recommend that it do pass.

JOHN MAHONEY,  
Chairman.

The following report was submitted by the Committee on Engrossment:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bill No. 29, which this day was reconsidered and amended, has been properly engrossed as amended and is hereby returned for action.

E. L. RANNEY,  
Chairman.

Mr. Iredale, on behalf of the Committee on Mines, submitted the following report:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee on Mines to whom was referred H. B. No. 7, beg leave to report as follows:

That all of line 2 of Section 15, from the word "shall" and line 4 up to and including the word "shall" be stricken out, and word "40," line 4, be stricken out and "60" inserted, and that with the above amendments the bill do pass.

JOSEPH IREDALE,  
Chairman.

The following report was submitted by the Committee on Immigration:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee on Immigration, to whom was referred H. B. No. 80, beg leave to report as follows:

Refer same back to the House with recommendation that it do pass. And that the amount left blank in the bill read one thousand dollars.

R. H. KNITTLE,  
Chairman.

On motion of Mr. Knittle the House resolved itself into Committee of the Whole for the purpose of considering bills on general file.

Mr. Allen in the chair.

Upon arising, the Speaker pro tem in the chair, the committee reported as follows:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report that the same have been duly considered and your committee recommend as follows:

That H. B. No. 88 be amended by inserting the words "company or corporation" following the word "person" in line 1, Section 1, of the printed bill. Insert the word "company" following the word "person" in line 1, Section 3, and strike out the word "his" in line 3, same section. Insert the word "company" after the word "person," in line 1, Section 4. Insert the word "company" preceding line 5, Section 4. Insert the words "company or corporation" following the word "person" in line 6, Section 7; and that as so amended the bill do pass.

That S. F. No. 16 do pass.

J. S. ALLEN,  
Chairman.

There being no objection offered the report was adopted.

Mr. Fox, on behalf of the Committee on Revenue, submitted the following report:

Cheyenne, Wyo., January 28, 1895.

Mr. Speaker:

Your Committee on Revenue to whom was recommitted House Bill No. 12, beg leave to report that they have had the same under consideration, and recommend the following amendments, viz:

That Section 7 of the bill stand as Section 10.

That Section 8 of the bill stand as Section 11.

That a new section be inserted in the bill to be numbered Section 7, and to read as follows:

Sec. 7. It shall be the duty of the City Marshal of each

and every incorporated city to collect any license fee, fine, water tax, or any tax whatever, not levied by the City Council tax warrant, and such taxes so collected by the marshal he shall turn over to the County Treasurer for the use and benefit of his city, or to the depository of the city, taking a receipt therefor.

And that a new section be added to the bill to be numbered Section 8, and to read as follows:

Sec. 8. The County Treasurer is hereby authorized and it shall be his duty, upon the request of the Mayor and council of any incorporated city, not being a county seat, whenever they shall by resolution inform the County Treasurer that they have designated a certain bank or banking institution as their city depository, and that said depository has given satisfactory security for the safety of said funds, to deposit all such funds belonging to said city in said designated depository as by resolution required, taking a receipt therefor, and upon such deposit in the said designated depository, the County Treasurer shall be relieved in any proceeding on his official bond for the amount so deposited and kept in said depository.

And that a new section be added to said bill to stand as Section 9 and to read as follows:

Sec. 9. The Mayor and Council of incorporated cities and towns, not being county seats, shall require of any city or town depository, bonds executed according to their direction and approval for the safety of all funds deposited belonging to their city or town.

And when said bill is amended as recommended by your said committee, they recommend that the bill do pass.

GEO. W. FOX,  
Chairman.

On motion of Mr. Brown the House adjourned.

M. C. BARROW,  
Chief Clerk.

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## NINETEENTH DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyo., January 29, 1895.

House called to order at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey,

Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Brown, Minta.

Prayer by the chaplain.

On motion of Mr. Heward, Mr. Brown was excused indefinitely on account of sickness in his family.

There being no objection, Mr. Speaker was excused from attendance yesterday and the afternoon of Saturday.

The Journal of the previous days' session was read and approved.

#### BILLS ON FIRST READING.

The following bills were read first time:

H. B. No. 106, by Mr. Finch, "An act to provide for the investment of the permanent funds arising from the sale of state lands."

Referred to Committee on Revenue.

H. B. No. 107, by Mr. Davis, "A bill for the establishment and maintenance of a home for disabled soldiers, sailors and marines of the civil war, the Mexican war and of the National Guard."

On motion of Mr. Davis a special committee of five members was appointed for consideration of H. B. No. 107, such committee consisting of Messrs. Davis, Fox, Jackson, Kelley and Goodell, and H. B. No. 107 was referred to said committee.

H. B. No. 108, by Mr. Mahoney, "A bill for an act to prevent the killing of buffalo in the State of Wyoming, and to provide penalties for a violation of this act, and repealing all acts and parts of acts inconsistent with the provisions of this act."

Referred to Committee on Judiciary.

H. B. No. 109, by Mr. Van Orsdel, "A bill for an act to amend Section 2435 of the Revised Statutes of Wyoming relating to construction service and service by publication."

Referred to Committee on Judiciary.

H. B. No. 110, by Mr. Hertzog, "An act relating to building and loan associations, and their officers, shareholders, agents and members and other persons, and making it unlawful for such associations to establish and maintain offices, or employ agents to solicit or receive subscriptions in counties other than that wherein their principal office thereof shall be located, and prescribing penalties for violation thereof."

Referred to Committee on Judiciary.

#### MEMORIALS.

House Memorial No. 2, by Mr. Heward.

Referred to Committee on Memorials.



## REPORTS OF STANDING COMMITTEES.

The following report was submitted by the Committee on Enrollment:

Cheyenne, Wyo., January 29, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred Enrolled Joint Resolution No. 2, providing that one copy of each printed bills and memorials &c., be left at the office of each state and United States officer and Enrolled Act No. 3, "An act to amend and re-enact Section 1481, Chapter 1, Title 27, Revised Statutes of Wyoming," report that the same have been signed by the President of the Honorable Senate and delivered to the Governor, taking his receipt therefor.

W. J. HILLS,  
Chairman.

The Committee on Engrossment made the following report:  
Cheyenne, Wyo., January 29, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bill No. 44 has been duly and properly engrossed and is hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

Mr. Goodell, on behalf of the Committee on Education, submitted the following report:

Cheyenne, Wyo., January 29, 1895.

Mr. Speaker:

Your Committee on Education, to whom was referred H. B. No. 39, beg leave to report as follows:

That the bill is recommended favorably.

WILLIAM GOODELL,  
Chairman.

The Committee on Ways and Means submitted the following report:

Cheyenne, Wyo., January 29, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. No. 61, beg leave to report as follows:

That the same be not passed.

G. F. CHAPMAN,  
Chairman.

The following report was submitted by the Sanitary Committee:

Cheyenne, Wyo., January 29, 1895.

Mr. Speaker:

Your Committee on "Sanitary Affairs," to whom was referred H. B. No. 37, having considered the bill, beg leave to refer it to the Committee of the Whole, with the accompanying amendments, and as amended, recommend that it do pass.

That Section 2, line 1, be amended by substituting the word "three" in place of "two" before the word "years."

That Section 3 be struck out.

That Section 4, line 2, be amended by substituting the word "two" in place of the word "one" after the word "had."

That Section 8, line 2, be amended by substituting the word "three" in place of the word "five" before the word "persons;" and that line 5, same section, be amended by substituting the word "three" in place of the word "five" before the word "pharmacists;" and that line 7 be amended by substituting the clause "one for the term of two years, one for the term of four years and one for the term of six years; and every two years thereafter the Governor shall appoint one member of the board for the term of six years," in place of the clause "for the term of three years."

That Section 9, line 4, be amended by striking out the word "full" before the word "term" and substituting the word "two" in place of the word "three" before the word "years;" and line 10 be amended by substituting the word "two" in place of the word "three" before the word "members."

That Section 11, line 4, be amended by substituting the word "two" in place of the word "five" before the word "dollars."

That Section 13, line 4, be amended by substituting the word "five" in place of the word "two" before the word "dollars."

That Section 17, line 19, be amended by substituting the words "competent pharmacists" in place of the words "pharmacists by this act" after the word "by" and by inserting the word "sealed" after the word "in."

That Section 21, line 1, be amended by inserting the words "or any clerk actively engaged as such" after the word "account."

WILLIAM PLATT,  
Chairman.

#### BILLS ON SECOND READING.

The following bills were read second time:

H. B. No. 96, by Mr. Downey, "A bill for an act providing that the state officers be paid monthly."

Ordered engrossed for third reading.

H. B. No. 79, by Mr. Gregory, "A bill for an act to amend and re-enact Section 4120 of the Revised Statutes of Wyoming, relating to the keeping of live stock near ranches of stock-growers."

Recommitted to Committee of the Whole.

H. B. No. 74, by Mr. Parmenter, "A bill for an act to provide for the better protection of the earnings of laborers, servants and other employes of corporations, firms or individuals engaged in interstate business."

Ordered engrossed for third reading.

H. B. No. 84, by Mr. Kelley, "A bill for an act entitled an act amending Sections 3795 and 3797 of the Revised Statutes of Wyoming, relating to duties of assessors in making assessments of property for taxation.

Ordered engrossed for third reading.

H. B. No. 82, by Mr. Hills, "A bill for an act abolishing the office of State Veterinarian, providing quarantine regulations, etc. Repealing Sections 4199, 4200 4202, 4203, 4204, 4208, 4209, 4210, 4211, 4212, 4213 of the Revised Statutes of Wyoming, and Chapters 58 and 63 of the Session Laws of Wyoming of 1888, and Chapter 77 of the Session Laws of Wyoming of 1890 and 1891, and amending and re-enacting Sections 4201, 4205, 4206 and 4207 of the Revised Statutes of Wyoming."

Ordered engrossed for third reading.

H. B. No. 33, by Mr. Williams, "A bill for an act to amend and re-enact Sections 34 and 35 and Section 48 of Chapter 8, Session Laws of 1890-91 and fixing the fees of the State Engineer's office."

Ordered engrossed for third reading.

H. B. No. 88, by Mr. Mahoney, "An act to provide for the re-recording of every brand or mark upon cattle, sheep, hogs, or other live stock, and regulating the making of such record and fixing the fee therefor; and repealing all acts and parts of acts inconsistent with the provisions of this act."

Ordered engrossed for third reading.

S. F. No. 16, by Mr. Craig, "A bill for an act supplemental to an act entitled, 'An act providing for the issuing of refunding bonds in school districts,' passed by the Second State Legislature, being Chapter 10, Session Laws of 1893, and to provide for any surplus funds realized by the sale of bonds authorized by said act or remaining in the funds provided by law for payment of the principal or interest of the bonds refunded by authority of this act," was read a second time and placed on file for third reading.

On motion of Mr. Hertzog, a recess was taken until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

#### BILLS ON THIRD READING AND FINAL PASSAGE.

The following bills were read a third time:

H. B. No. 29, by Mr. Jackson, "An act fixing the maximum rate of interest that may be taken, reserved or charged; and to prohibit the taking of usury; and to repeal all of Title 18 of the Revised Statutes of Wyoming."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Black, Bristol, Clark, Davis,

Downey, Finch, Fox, Gregory, Henry, Heward, Higgins, Hills, Iredale, Jackson, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Mr. Speaker—25.

Noes—Messrs. Brooks, Chapman, Goodell, Hertzog, Van Orsdel—5.

Absent—Messrs. Barrett, Brown, Corson, Covert, Kelley, Minta, Williams—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 44, by Mr. Kelley, "A bill for an act giving power to the Board of Trustees of any School District to establish and maintain the kindergarten system of instruction in the public schools at which children between the ages of four and six years may receive such instruction."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Mr. Speaker—29.

Noes—Messrs. Downey, Hertzog—2.

Absent—Messrs. Barrett, Brown, Lobban, Minta, Van Orsdel, Williams—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 86, by Mr. Brown, "A bill for an act to amend and re-enact Section 126 of Session Laws of 1890 concerning elections and for other purposes, approved March 14, 1890."

By unanimous consent Section 2 was stricken out, and the bill laid over for further consideration.

On motion of Mr. Alger 250 extra copies of H. B. No. 6 were ordered printed for use of the members.

On motion of Mr. Van Orsdel H. B. No. 6, "An act to provide for the acceptance by the State of Wyoming from the United States of certain lands, providing for the reclamation, occupation and disposal of the same," was made special order for Thursday, January 31, at 2 o'clock p. m.

The following minority report was received from the Committee on Education:

Cheyenne, Wyo., January 29, 1895.

Mr. Speaker:

We, the undersigned members of your Committee on Education, having considered H. B. No. 39, do not concur in the majority report for the following reasons:

In our opinion the division of the public school funds as proposed by this bill is not as just as that made by the present

law, and against the best interests of a majority of the public schools of the state.

C. M. GREGORY,  
WM. PLATT,  
Committee.

On motion of Mr. Iredale, the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Mr. Platt in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., January 29, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report that the same have been duly considered and your committee recommends as follows:

That H. B. No. 14 be amended by inserting as Section 5:

Sec. 5. That whenever both parties to any controversy or difference shall join together in an application to the board for its intervention and mediation, the decision rendered by said board shall be binding upon the parties who join in the application for six months or until either party has given the other notice in writing of their intention not to be bound by the same at the expiration of sixty days therefrom.

That this section shall follow immediately after line five of Section 4, and that Section 5 be numbered Section 6, and Section 6 be numbered Section 7, and Section 7 be changed to Section 8, and Section 8 be changed to Section 9, and Section 9 be numbered Section 10; strike out in line 1, Section 5, of the printed bill, the words "any member of." In line 1, Section 3, strike out the word "five" and insert in lieu thereof the word "eighteen." Strike out the word "three" in line 14 of Section 1 and in lieu thereof insert the word "six." Strike out the words "one, two, three," in line 15, Section 1, and in lieu thereof insert the words "two, four, six." Strike out the word "three" in line 17, of Section 1, and insert in lieu thereof the word "six," and that as so amended the bill do pass.

That H. B. No. 25 do pass.

That H. B. No. 54 be laid over until next Monday, February 4, for further consideration in Committee of the Whole.

That H. B. No. 86 be laid over for further consideration in Committee of the Whole.

That H. B. No. 97 do pass.

That H. B. No. 91 do pass as amended by the Committee on Revenues.

That S. F. No. 32 be amended in accordance with the recommendation of the Committee on Revenue, and that as so amended the bill do pass.

That H. B. No. 12, be amended in accordance with the recommendations of the Committee on Revenues, and that as so amended the bill do pass.

Wm. PLATT,  
Chairman.

There being no objection offered the report was received.

The following communication was received from His Excellency, the Governor:

Executive Office,  
Cheyenne, Wyo., January 29, 1895.

To the Honorable Speaker of the House:

I have the honor to inform you that I have approved and signed:

Joint Resolution No. 2, House, "Providing that one copy each of the printed bills, resolutions and memorials of each House be left at the office of each state and United States officer."

Enrolled Act No. 3, House, entitled, "An act to amend and re-enact Section 1481 of Chapter one, Title 27, of the Revised Statutes of Wyoming, concerning baggage and other personal property, held as a lien for board," etc.

WM. A. RICHARDS,  
Governor.

To the Honorable Members of the Senate and House of Representatives:

Acting in conformity with the spirit of economy that pervades the present Legislature, made necessary by our diminished revenues, I respectfully recommend that the salaries of certain officers be reduced and fixed as follows, to-wit:

Mine Inspector, from \$2,500 to \$2,000 per annum.

Examiner, from \$2,000 to \$1,800 per annum.

Veterinarian, from \$1,800 to \$1,600 per annum.

Fish Commissioner, from \$1,500 to \$1,200 per annum.

Water Superintendents from \$10.00 to \$8.00 per diem.

These reductions, if made, will result in a large saving, and still leave the salaries as high as are paid in ordinary business for similar services.

I further suggest that the Legislature has the power to fix the salaries of officers and employes connected with the several state institutions. A careful examination of the expenditures for the above named purposes will make apparent the need of legislation beneficial to the financial interests of the state.

W. A. RICHARDS,  
Governor.

This communication was referred to the Committee on Counties.

On motion the House adjourned.

M. C. BARROW,  
Chief Clerk.

## TWENTIETH DAY.

Hall of the House of Representatives,  
Cheyenne, Wyo., January 30, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the Chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Brown, Minta.

Prayer by the chaplain.

Journal of previous days session read and approved.

## BILLS ON FIRST READING.

By unanimous consent the rules were suspended for the day and the Clerk was instructed to read bills first time by title only.

The following bills were read first time:

H. B. No. 111, by Mr. Downey, "A bill for an act to amend and re-enact Section 32 of an act entitled 'An act concerning elections and for other purposes,' approved March 14, 1890, relating to the right of persons not registered to vote, as amended by Section 13 of Chapter 100 of the Session Laws of Wyoming of 1890-1, relating to elections, approved January 21, 1891, in such manner as to permit voters who are registered, to vote in any precinct of their county if necessarily absent from their voting precinct on the day of election."

Referred to Committee on Elections.

H. B. No. 112, by Mr. Williams, "A bill for an act to amend and re-enact Section 3768 of the Revised Statutes of Wyoming, relating to taxation."

Referred to Committee on Revenue.

H. B. No. 113, by Mr. Mahoney, "An act for the appointment of Sheep Inspectors; and prescribing their duties; and providing penalties for the violation of this act; and fixing their compensation, and the manner of the payment of the same; and for the repeal of Chapter 31, of the Revised Statutes of Wyoming for 1890 and 1891; and repealing all acts and parts of acts inconsistent with the provisions of this act."

Referred to Committee on Live Stock.

## REPORTS OF STANDING COMMITTEES.

The following reports were submitted by the Committee on Judiciary:

Cheyenne, Wyo., January 30, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred S. F. No. 21, beg leave to report as follows:

That they favorably recommend the bill.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., January 30, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 34, beg leave to report as follows:

That they recommend the bill favorably. This bill has been submitted to the Attorney General and by him pronounced constitutional.

S. W. DOWNEY,  
Chairman.

The Committee on Game and Fisheries reported as follows:

Cheyenne, Wyo., January 30, 1895.

Mr. Speaker:

Your Committee on Game and Fisheries, to whom was referred H. B. No. 85, beg leave to report as follows:

We ask that the bill herewith be substituted for H. B. 85, and the same do pass.

W. E. JACKSON.  
Chairman.

The Committee on Engrossment submitted the following report:

Cheyenne, Wyo., January 30, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 96, 74, 82, 84, 88 and 33 have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

## BILLS ON SECOND READING.

The following bills were read a second time:

H. B. No. 14, by Mr. Parmenter, "A bill for an act to create a State Board of Arbitration for the arbitration of controversies arising between employers and employees."

The amendments recommended by the Committee of the Whole were adopted, and the bill was ordered engrossed for third reading.

H. B. No. 25, by Mr. Kelley, "A bill for an act relating to



certain contracts for the conditional sale, lease or hire of railroad and street railway equipment and rolling stock and providing for the recording thereof."

Ordered engrossed for third reading.

H. B. No. 97, by Mr. Downey, "A bill for an act prescribing fees to be paid by corporations."

Ordered engrossed for third reading.

S. F. No. 32, by Mr. McGill, "A bill for an act to repeal Section 3843 of the Revised Statutes of Wyoming."

The amendment recommended by the Committee on Revenue was adopted, and the bill ordered filed for third reading.

H. B. No. 12, by Mr. Hertzog, "A bill for an act entitled, 'An act concerning municipal corporations, regulating the assessment of property, the equalization of payment and collection of taxes, and the custody of funds of incorporated cities and towns.'"

The amendments recommended by the Committee of the Whole were adopted and the bill ordered engrossed for third reading.

H. B. No. 91, by Mr. Jackson, "An act to amend and re-enact Section 1827 of the Revised Statutes of Wyoming, relating to the payment of county warrants and the receiving of the same by the County Treasurer in payment of taxes."

The amendments recommended by the Committee of the Whole were adopted and the bill ordered engrossed for third reading.

#### BILLS ON THIRD READING AND FINAL PASSAGE.

S. F. No. 16, by Mr. Craig, "A bill for an act supplemental to an act entitled 'An act providing for the issuing of refunding bonds in school districts,' passed by the Second State Legislature, being Chapter 10, Session Laws of 1893 and to provide for any surplus funds realized by the sale of bonds authorized by said act or remaining in the funds provided by law for payment of principal or interest of the bonds refunded by authority of said act," was read third time.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Chapman, Clark, Corson, Covert, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—29.

Noes—0.

Absent—Messrs. Alger, Brooks, Brown, Davis, Knittle, Minta, Parmenter, Van Orsdel—8.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 88, by Mr. Mahoney, "An act to provide for the

re-recording of every brand or mark upon cattle, sheep, hogs or other live stock, and regulating the making of such record and fixing the fee therefor, and repealing all acts and parts of acts inconsistent with the provisions of this act," was amended and as so amended was read a third time, the amendment being as follows:

Strike out the word "fifty" appearing in lines 1 and 3, Section 7, of the printed bill, and insert in lieu thereof the word "tenth." Strike out the word "five" in line 4, Section 7, and insert "ten." Insert the words "company or corporation" after the word "person" in line 6, Section 4. Strike out Section 9.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Black, Bristol, Chapman, Clark, Corson, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—28.

Noes—Mr. Barrett.

Absent—Messrs. Alger, Brooks, Brown, Covert, Davis, Minta, Parmenter, Van Orsdel—8.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 82, by Mr. Hills, "A bill for an act abolishing the office of State Veterinarian, providing quarantine regulations, etc.; repealing Sections 4199, 4200, 4202, 4203, 4204, 4208 4209, 4210, 4211, 4212, 4213, of the Revised Statutes of Wyoming, and Chapters 58 and 63 of the Session Laws of Wyoming of 1888, and Chapter 77 of the Session Laws of Wyoming of 1890 and 1891, and amending and re-enacting Sections 4201, 4205, 4206 and 4207, of the Revised Statutes of Wyoming."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Chapman, Clark, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—28.

Noes—0.

Absent—Messrs. Alger, Brooks, Brown, Corson, Covert, Davis, Minta, Parmenter, Van Orsdel—9.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 74, by Mr. Parmenter, "A bill for an act to provide for the better protection of the earnings of laborers, servants and other employes of corporations, firms or individuals, engaged in interstate business," was amended and as so amended was read third time, such amendment being as follows:

Strike out the words "or in this state," appearing in line 4, Section 3, of printed bill.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Black, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—30.

Noes—Messrs. Barrett, Higgins—2.

Absent—Messrs. Alger, Brooks, Brown, Hills, Minta—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 96, by Mr. Downey, "A bill for an act providing that the state officers be paid monthly," was read third time.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—32.

Noes—Mr. Iredale.

Absent—Messrs. Alger, Brown, Lobban, Minta—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 33, by Mr. Williams, "A bill for an act to amend and re-enact Sections 34 and 35 and Section 48 of Chapter 8, Session Laws of 1890-91 and fixing the fees of the State Engineer's office," was amended by inserting in title after the figures "1890-91" the following "relating to the supervision and use of the waters of the state," which amendment was adopted by unanimous consent, and the bill read a third time.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Hertzog, Heward, Higgins, Hills, Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—31.

Noes—Messrs. Henry, Jackson, Lobban—3.

Absent—Messrs. Brown, Iredale, Minta—3.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the votes of the members elected to the House.

On request Mr. Van Orsdel was excused from the afternoon session.

On motion a recess was taken until 2 o'clock, p. m.

## AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, Wyo., January 30, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the following entitled bills were this day introduced in the Senate:

S. F. No. 56, by Mr. Ludvigsen, for "An act amending an act concerning primaries and public political meetings," approved January 7, 1891.

S. F. No. 57, by Mr. Cross, for "An act prescribing the competency of witnesses in both civil and criminal cases."

S. F. No. 58, by Mr. Abbott for "An act to amend and re-enact Section 2, of Chapter VIII., of Chapter 70 of the Session Laws passed by the First Legislature of the State of Wyoming, being 'An act providing for probate jurisdiction and procedure, and prescribing the duties of courts and the officers in connection therewith.'"

S. F. No. 59, by Mr. McGill, for "An act to amend and re-enact Section 1 and Section 8 of an act entitled, "An act creating and establishing a State Board of Charities and Reform, and prescribing in part their duties and to repeal all acts and parts of acts inconsistent herewith," approved January 8, 1891."

S. F. No. 60, by Mr. Abbott, "An act to amend and re-enact Section 1190 of the Revised Statutes of Wyoming relating to fees of notaries public."

S. F. No. 61, by Mr. Abbott, for "An act to amend and re-enact Section 1661 of the Revised Statutes, relating to notaries public."

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

On motion of Mr. Finch, the House resolved itself into Committee of the Whole for the purpose of considering bills on general file.

Mr. Finch in the chair.

Upon arising, Mr. Speaker pro tem in the chair, the committee made the following report:

Cheyenne, January 29, 1895

Mr. Speaker:

Your committee of the whole having had under consideration bills on the general file beg leave to report that the same have been duly considered and your committee recommends as follows:

That H. B. No. 80 be laid over until February, 1, for further consideration in Committee of the Whole.

That H. B. No. 56, be amended by striking out the words "two hundred and fifty," appearing in line 8, Section 1, and insert in lieu thereof the words "one hundred," and that as so amended the bill do pass.

That H. B. No. 7 do pass, as amended by the Committee on Mines.

That H. B. No. 39 do pass.

That H. B. No. 79 be taken from the file and the substitute introduced by Mr. Brooks take its place on the file in lieu thereof, as follows:

"A bill for an act to protect settlers in the use of the range adjoining their ranches, and to protect the citizens of incorporated towns from encroachments of live stock."

Be it enacted by the Legislature of the State of Wyoming:

"Section 1. No herd or band of cattle, horses or sheep, shall be held for grazing upon the public domain of the United States, or of this state, within two miles of any bona fide occupied ranch of this state, without the consent of the owner of such ranch.

Sec. 2. No herd or band of cattle, horses or sheep, shall be held for grazing upon the public domain of the United States, or of this State, within three miles of any incorporated town or city, without the consent of the municipal authorities of said town or city.

Sec. 3. Any person who shall graze or hold a herd or band of cattle, horses or sheep, in violation of Sections 1 and 2 hereof, shall be guilty of a misdemeanor for each day, or part of a day, the herd or band is so grazed or held, and shall, upon the complaint of any citizen of the county in which the offense is committed, be punished by a fine, not to exceed one hundred dollars, for each offense; Provided, That this act shall not apply to persons holding stock for shipment within three miles of a stock shipping railroad station, nor to persons necessarily and expeditiously moving stock from place to place in changing camp or location.

"Sec. 4. This act shall take effect and be in force from and after its passage."

That the substitute for H. B. No. 79 be recommended back to the House with the recommendation that it do pass.

C. J. FINCH,  
Chairman.

There being no objection offered the report of the committee was received.

On motion of Mr. Hertzog, the House adjourned.

M. C. BARROW,  
Chief Clerk.

## TWENTY-FIRST DAY.

Hall of the House of Representatives,  
Cheyenne, Wyo., January 31, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Ireland, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker.

Absent—Messrs. Brown, Clark, Minta, Van Orsdel.

Prayer by the chaplain.

Journal of preceding day's session read and approved.

By unanimous consent bills on first reading were ordered to be read by title only.

## BILLS ON FIRST READING.

The following bills were read first time:

H. B. No. 114, by Mr. Chapman, "A bill for an act concerning the public lands of the State of Wyoming, to amend and re-enact Sections 27 and 28 of Chapter 79, of the Laws of the State of Wyoming, passed by the First Legislature."

Referred to Committee on Lands and Irrigation.

H. B. No. 115, by Mr. Finch, "A bill for an act to amend and re-enact Section 8 of an act entitled, "An act creating the office of State Inspector of Coal Mines, fixing said Inspector's salary and prescribing his duties; also providing for the proper ventilation of coal mines, and for other purposes; and providing for appropriating moneys for a contingent fund for said office," approved January 10, 1891; being Chapter 80 of the Session laws of 1890-91, in such manner as to reduce the annual salary of said officer to one thousand, eight hundred dollars."

Referred to Committee on Coal Mines.

H. M. No. 116, by Mr. Finch, "A bill for an act to amend and re-enact Section 18 of an act entitled, "An act providing for the supervision and use of the waters of the state," approved December 22, 1890, said act being Chapter 8 of the Session Laws of 1890-1, in such manner as to reduce the compensation of division superintendents of the water divisions of this state to five dollars per day."

Referred to Committee on Lands and Irrigation.

## REPORTS OF STANDING COMMITTEES.

The following report was submitted by the Committee on Engrossment:

Cheyenne, Wyo., January 31, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 12, 14, 25, 91 and 97 have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

The Committee on Corporations submitted the following report:

Cheyenne, Wyo., January 31, 1895.

Mr. Speaker:

Your Committee on Corporations, to whom was referred H. B. No. 104, beg leave to report as follows:

We recommend that Section 1, line 18, be changed to read "three hundred," and as so amended it do pass.

JOHN SCOTT,  
Chairman.

Cheyenne, Wyo., January 31, 1895.

Mr. Speaker:

Your Committee on Corporations, to whom was referred H. B. No. 102, beg leave to report as follows:

We recommend that the same do pass.

JOHN SCOTT,  
Chairman.

Mr. Brooks, on behalf of the Committee on Counties, reported as follows:

Cheyenne, Wyo., January 31, 1895.

To the Hon. Speaker of the House:

Your Committee on Counties would recommend that in H. B. No. 73, "fifteen cents" be changed to read "ten cents," and that as so recommended the bill do pass.

L. H. BROOKS,  
Chairman.

Cheyenne, Wyo., January 31, 1895.

To the Hon. Speaker of the House:

Your Committee on Counties would report H. B. No. 93 back to the House, with the recommendation that as amended the bill do pass.

L. H. BROOKS,  
Chairman.

Cheyenne, Wyo., January 31, 1895.

To the Hon. Speaker of the House:

Your Committee on Counties would make the following report in regard to H. B. No. 40:

We hereby enclose a substitute for the same, and do recommend that said substitute for H. B. No. 40 do pass.

L. H. BROOKS,  
Chairman.

The following reports were submitted by the Committee on Judiciary:

Cheyenne, Wyo., January 31, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 59, beg leave to report as follows:

Strike out Sections 6 and 8, and insert in lieu thereof new sections recommended by your committee and attached to said bill, and that the bill as amended do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., January 31, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 100, beg leave to report as follows:

That the same be amended by striking out the words "ninety days" where the same occur in Section 2, and insert in lieu thereof the words "one year," and as so amended the bill do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., January 31, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 108, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

The Committee on Ways and Means submitted the following report:

Cheyenne, January 31, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. No. 31, beg leave to report as follows:

That in line 5 of Section 3, of said bill the word "one-sixth" be made to read "one-tenth." As so amended the committee recommended that said bill be passed.

GEO. F. CHAPMAN,  
Chairman.

H. B. No. 117, by Committee on Counties, "A bill relating to Justices of the Peace and Constables," was read first time and referred to Committee on Judiciary.

H. B. No. 118, by Committee on Counties, "A bill regulating public printing in the several counties," was read first time and referred to Committee on Counties.



## BILLS ON SECOND READING.

The following bills were read a second time:

H. B. No. 56, by Mr. Hills, "A bill for an act to prevent cruelty to animals, to provide punishments therefor and to repeal all acts and parts of acts in conflict with this act."

The amendments recommended by the Committee of the Whole were adopted, and the bill was ordered engrossed as amended, for third reading.

H. B. No. 7, by Mr. Sullivan, "An act to amend Chapter 46 of the Session Laws of the First State Legislature entitled, 'An act to amend and re-enact Section 15 and Section 19 of Chapter 40 of the Session Laws of 1888, entitled, 'An act to repeal and re-enact Chapter 1, Title 30, of the Revised Statutes of Wyoming, approved March 6, 1888,' approved January 9, 1891."

The amendments recommended by the Committee of the Whole were adopted, and the title was amended by adding the words "A bill for" at the beginning thereof, and the words "relating to the recording of mining claims and the time in which to sink discovery shafts thereon," at the end thereof, and after being so amended the bill was read a second time, and ordered engrossed for third reading.

H. B. No. 39, by Mr. Alger, Mr. Brooks and Mr. Jackson, "An act to amend and re-enact Chapter 67 of the Session Laws of Wyoming for the year one thousand, eight hundred and eighty-eight, entitled 'An act to amend Section 3914 of the Revised Statutes of Wyoming,' approved March 9, 1888," was amended as follows:

By inserting after the word "district," occurring at the close of line 49 and the beginning of line 50, the following:

"Provided that the number of districts in any county whose population is less than ten thousand, shall not exceed twenty-five; and in case the number of districts in any county at the passage of this act exceeds the proportion above stated, it shall be the duty of the superintendent of such county, immediately after the passage of this act, to re-district such county in accordance herewith."

Strike out the words "settled parts of the" in line 46, Section 1, of the printed bill.

And the title was amended to read, "An act relating to the duties of County Superintendents of Schools and for other purposes, and to amend and re-enact Chapter 67 of the Session Laws of Wyoming for the year one thousand, eight hundred and eighty-eight, entitled, 'An act to amend Section 3914 of the Revised Statutes of Wyoming,' approved March 9, 1888," and as so amended the bill was read second time and ordered engrossed for third reading.

Substitute for H. B. No. 79 was ordered printed.

## BILLS ON THIRD READING AND FINAL PASSAGE.

S. F. No. 32, by Mr. McGill, "A bill for an act to repeal Section 3843 of the Revised Statutes of Wyoming," concerning assessment of stock coming into territory after annual assessment, was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Corson, Covert, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—31.

Noes 0.

Absent—Messrs. Brown, Chapman, Clark, Davis, Minta, Van Orsdel—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 12, by Mr. Hertzog, "A bill for an act, entitled, 'An act concerning municipal corporations, regulating the assessment of property, the equalization of payment and collection of taxes, and the custody of funds of incorporated cities and towns,' " was read third time, and placed on final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Covert, Downey, Finch, Fox, Gregory, Hertzog, Higgins, Hills, Kelley, Knittle, Mahoney, Platt, Scott, Sullivan, Williams, Mr. Speaker.—20.

Noes—Messrs. Alger, Brooks, Corson, Goodell, Henry, Heward, Iredale, Lobban, Parmenter, Ranney—10.

Absent—Messrs. Brown, Chapman, Clark, Davis, Jackson, Minta, Van Orsdel—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 14, by Mr. Parmenter, "A bill for an act to create a State Board of Arbitration for the arbitration of controversies arising between employer and employees," was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Black, Covert, Downey, Fox, Goodell, Gregory, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—22.

Noes—Messrs. Alger, Barrett, Bristol, Brooks, Corson, Henry, Knittle, Lobban—8.

Absent—Messrs. Brown, Chapman, Clark, Davis, Finch, Minta, Van Orsdel—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 25, by Mr. Kelley, "A bill for an act relating to certain contracts for the conditional sale, lease or hire of railroad and street railway equipment and rolling stock and providing for the recording thereof," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Black, Bristol, Brooks, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—30.

Noes—Mr. Barrett—1.

Absent—Messrs. Brown, Chapman, Clark, Higgins, Minta, Van Orsdel—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 97, by Mr. Downey, "A bill for an act prescribing fees to be paid by corporations," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Corson, Covert, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—31.

Noes 0.

Absent—Messrs. Brown, Chapman, Clark, Davis, Minta, Van Orsdel—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 91, by Mr. Jackson, "An act to amend and re-enact Section 1827 of the Revised Statutes of Wyoming, relating to the payment of county warrants and the receiving of the same by the County Treasurer in payment of taxes." Action was deferred until Monday, February 4.

On motion a recess was taken until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

Upon request, Mr. Van Orsdel was excused from the morning session.

Mr. Knittle offered a substitute for H. B. No. 6, which was referred to the Committee of the Whole.

The following minority report was submitted by the Committee on Lands and Irrigation.

Cheyenne, January 31, 1895.

To the Honorable Speaker and Members of the House of Representatives:

We, the undersigned, a minority of your Committee on Land and Irrigation, beg leave to submit the following minority report on House Bill No. 6, and to enclose herewith a substitute for said bill, for which report and substitute we desire the earnest attention of your Honorable Body.

The subject matter embraced in both the original and substitute bill is a most important one to the State of Wyoming, and we believe that legislation in relation thereto should be the result only of careful, lengthy and earnest consideration. We have been unable to agree with the majority of this committee for several reasons, which we will endeavor to set forth in detail. In reaching our conclusions, we have always kept in mind the fact that the personnel of the present Board of Land Commissioners and other State officers will, in all probability, change in succeeding years, and that the faith which we have in the honesty, integrity and ability of the present State officers we might not be willing to extend to individuals who in the future may become State officers. History shows that power tends to corrupt those who possess it, and experience has taught the necessity of proscribing its arrogance within reasonable limitations. In a matter of so much importance to the State we respectfully submit that the power given to a State officer should be prescribed as much as possible, due regard being paid to granting to each officer such powers and duties as shall enable the Board of Land Commissioners to accomplish in an appropriate and legal manner the various purposes for which it was created by the State Constitution.

The Constitution itself designates what officers shall be members of the Board. By that instrument the State Engineer is not a member of the Board, and any measure which gives to him powers equal to or superior to the Governor, the Secretary of State, or the Superintendent of Public Instruction, violates both the spirit and letter of the supreme law of the State.

Coming down to the bill in detail, and referring first to Section 9, we find that this section, as reported by a majority of the committee, provides in reference to the application to the Board for the selection of lands by the State, that the application shall be accompanied by an application for a permit to appropriate water for the reclamation of the land described in the request to the Board. This application for a permit must be in form prescribed by the State Engineer, and must be ac-

accompanied by two copies of a map of the land to be selected. The maps, etc., must be prepared in accordance with the regulations of the State Engineer's office, and the rules of the Department of the Interior.

We suggest that this form should be prepared by the Board and the maps prepared in accordance with the regulations of the Board. The State Engineer is not a member of the Board, and while it seems a question of minor importance, it can become one of serious moment to applicants some time.

In Section 10 the same object is found. In this section, however, the objection is more serious, and is one upon which we think there should be no hesitation by the House. In the first place the section as reported by the majority of the Committee provides that any request or proposal as designated in Section 7 shall, if found to apply with the rules of the Board, the regulations of the Department of the Interior be submitted to the State Engineer who shall examine the same and make a written report to the Board, stating whether or not the proposed works are feasible.

"Whether the proposed diversion of the public waters of the State will prove beneficial to the public interest; whether there is sufficient unappropriated in the source of supply and whether or not a permit to divert and appropriate water though works has been approved by him, whether the capacity of the proposed works is adequate to reclaim the land described; and whether or not the maps filed in his office comply with the requirements of said office and the regulations of the Department of the Interior; also whether or not the lands proposed to be irrigated are desert in character and such as may properly be set apart under the provisions of the aforesaid Act of Congress and the rules and regulations of the Department of the Interior thereunder." The section then provides that: "Whenever the State Engineer shall be unable from an examination of the maps and field notes submitted for his examination, to determine whether or not the proposed irrigation works are feasible and adequate, or whether or not the proposed diversion of the public water is beneficial to the public interests, and whether or not the lands proposed to be irrigated are of such a character as to come under the provisions of the aforesaid Act of Congress, it shall be his duty to make, or cause to be made by some qualified assistant, such survey or examination as will enable him to report intelligently thereon to the Board."

We submit as to this section that the State Engineer shall make such examination only when ordered by the Board. In the next place, the provision in relation to survey by the State Engineer appears to us to be absolutely wrong. If, from the information given to the Board by the applicant, it cannot be told whether or not the proposed irrigation works are feasible, etc., it certainly should be the duty of the person furnishing such information to supplement it in such a manner by survey,

or by other information, as will enable the Board or the State Engineer to act intelligently in the matter. Under the section as reported by the majority, the question of whether or not there is sufficient information upon which to base a report, is left absolutely to the State Engineer. If he says there is no such information, he has full power to go ahead and make such survey as he deems necessary. Who has to pay for this survey? The State. Who determines when it shall be made? The State Engineer. Who makes it? The State Engineer or his assistants. Who determines the character of the survey to be made? The State Engineer. There is no limitation on the cost of the survey; and as will be shown later there is no limitation on the amount to be paid for it and other surveys. We think the law should provide that such additional information and survey should be furnished and made by the applicant, and that there be no loophole left in the bill through which many thousands of dollars may escape from the State.

Section 11 of the bill is one of the most objectionable features, and contains a clause which should be eliminated by all means. It provides that if the State Engineer approve any request and proposal, then such request and proposal shall be placed before the Board for its consideration. It further provides: No request on which the State Engineer has reported adversely, either as to the water supply, the feasibility of the construction or capacity of the works, or as to the character of the lands sought to be irrigated, shall be approved by the Board."

In the opinion of the minority of your committee this clause makes the State Board of Land Commissioners, which the Constitution provides shall consist of the Governor, the Secretary of State and the Superintendent of Public Instruction, practically and to all intents and purposes the State Engineer.

The object of the bill is to give to the people of the State of Wyoming the land donated to the State by the Act of Congress; the Constitution places all such matters into the hands of the State Board of Land Commissioners; the bill places the disposal of the lands in the hands of the State Engineer. Once this latter official has said "No" to a request for land and the matter is at an end. There is no appeal from his decision. It is true that the next section provides that further proposals may be made after rejection, but this further proposal is subject to the same conditions as is the first—The State Engineer must report favorably thereon. He, not the Board, must report favorably; He, not the Board, can grant the application; He, not the Board, has the disposal of the lands.

We submit, in all sincerity, that this is radically wrong. It is placing in the hands of a single individual a power which, if abused, would develop into one of the greatest evils of the State.

Section 19, when read in connection with Section 10, is also objectionable. It provides that all moneys received by

the Board from the sale of lands selected under the provisions of this act shall be deposited with the State Treasurer, and such sums as may be necessary shall be available for the payment of the expenses of the Board and of the State Engineer's office incurred in carrying out the provisions of this act. We do not see why the expenses of the State Engineer's office should come out of this fund any more than the expenses of the office of the Governor, the Secretary of State, or the Superintendent of Public Instruction. All of the State officers are paid salaries by the State; for all State offices there is a contingent fund. Let the expenses of the Board be paid out of this fund; and the expenses of any State office be paid out of the contingent provided for that office.

If this section should be adopted as it stands in the original bill, there is absolutely no check upon the State Engineer in the matter of expenses. By Section 10 he may make a survey whenever he choose, and there is no limitation upon the cost of such survey. By Section 19 the cost of such survey is to be paid out of the fund arising from the sale of the lands. The State Engineer under Section 10 might deem a survey necessary in every case, and in every case he might deem necessary a survey which would cost the State thousands of dollars. By Section 19 these expenses are paid.

The last paragraph in Section 19 should also be altered in the opinion of a minority of this committee. It provides as follows: "Such expenses shall be paid by the State Auditor in the manner provided by law upon vouchers duly approved by the Board for the work performed under its direction, and by the State Engineer for all work performed by the State Engineer's office; and any balance remaining over and above the expenses necessary to carry out the provisions of this act, shall constitute a trust fund in the hands of the State Treasurer to be used only for the reclamation of other arid lands."

This paragraph does away with any check whatever upon the State Engineer. He may order a survey by "some qualified assistant;" this survey by such "qualified assistant" may cost any amount; the State Engineer presents to the Auditor vouchers approved, not by the Board, but by himself, for such work, and the claim is paid. With a State Engineer disposed to do so, there would be no law to prevent the collection by him of vast sums of money for such surveys and other work. We submit that out of this fund the expenses of the Board only be paid; and that nothing be paid out of this fund except upon vouchers approved by the Board.

Some of the above suggestions may appear trivial when considered separate; taken together we submit that they are serious in their nature. So far as the duties of the members of the Board as created by the Constitution are concerned, under the bill they are merely nominal. In all ministerial matters the three members of the Board act; in all discretionary matters the State Engineer alone acts. If there are conflicting

claims for waters or for lands, the arguments of the persons seeking the benefits of the act must be made to the State Engineer and not to the Board. In one matter only have the members of the Board any power whatever, namely, in the appointment of a chief clerk.

We submit that the duties of this Board should be more than nominal. Let the members of the Board share the duties and responsibilities of that body. When applications and requests are made let them have the power, and not the State Engineer. Make the Superintendent of Public Instruction the Register of the Board as was done by the Legislature in 1890 and 1891, and let the Governor and Secretary of State be something more than mere figureheads.

The substitute bill which we herewith enclose covers the objections raised in this report, and we think the objects of the bill will be as well established under it as under the original bill; and at the same time there will be much less danger of abuse of power growing out of this legislation.

Respectfully submitted,

R. H. KNITTLE,

Which minority report was referred to the Committee of the Whole:

The Speaker here announced that he was about to sign the following bills:

Senate Enrolled Act No. 5, "An act to provide seals for clerks of the District Courts and County Clerks in the several Counties of the State."

Senate Enrolled Act No. 6, "An act to amend and re-enact Section 5, of Chapter 16 of the Session Laws of the State of Wyoming, enacted by the Second State Legislature and approved February 13, 1893; the same being an act to amend Sections 2 and 5 of Chapter 27, of the Session Laws of Wyoming of 1890 and 1891, entitled, 'An act authorizing cities and towns to construct, purchase, extend, maintain and regulate a system of water works, and to borrow money and issue coupon bonds for such purposes, and to regulate the issue and payment of said bonds and providing for the levy of a tax for the payment thereof.'"

Senate Enrolled Act No. 7, "An act relating to the control and maintenance of the capitol building and grounds and providing in part for funds with which to meet the expenses incident thereto."

Senate Enrolled Act No. 8, "An act supplemental to an act entitled, 'An act providing for the issuing of refunding bonds in school districts,' passed by the Second State Legislature, being Chapter 10, Session Laws of 1893, and to provide for any surplus funds realized by the sale of bonds authorized by said act or remaining in the funds provided by law for payment of the principal or interest of the bonds refunded by authority of said act."



There being no objection offered, the Speaker proceeded to sign the same in the presence of the House.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, January 31, 1895.

Hon. Speaker of the House.

Sir—I have the honor to inform your Honorable Body that the following entitled bills this day passed the Senate:

S. F. No. 27, for "An act to provide for the distribution of the income derived from the investment of the permanent school funds, and from the leasing of state school lands."

Ayes—17.

Noes—0.

Absent—1.

S. F. No. 46, "An act prescribing the age at which deaf and dumb children may be admitted as pupils in the Blind, Deaf and Dumb Asylum as State charges."

Ayes—16.

Noes—0.

Absent—2.

H. B. No. 16, "An act amending and re-enacting Section 3435, Revised Statutes of Wyoming, relating to proceedings when title, etc., to land comes in question," with amendments as per slips thereto attached.

Ayes—16.

Noes—0.

Absent—2.

H. B. No. 20, for "An act regulating the jury system, and providing that in all civil cases a verdict may be rendered upon the concurrence of three-fourths of the whole number of jurors," with amendments as indicated on the slips thereto attached.

Ayes—15.

Noes—0.

Absent—2.

H. B. No. 45, for "An act to amend and re-enact Section 2937 of the Revised Statutes of Wyoming, relating to oath and undertaking of receiver."

Ayes—16.

Noes—0.

Absent—2.

H. B. No. 50, for "An act to amend and re-enact Section 2436 of the Revised Statutes of Wyoming, relating to affidavit for service by publication."

Ayes—13.

Noes—0.

Absent—5.

H. B. No. 51, for "An act to amend and re-enact Section 2878 of the Revised Statutes of Wyoming, relating to affidavit for garnishment and service of same."

Ayes—14.

Noes—0.

Absent—4.

H. B. No. 62, for "An act to amend and re-enact Section 445 of the Revised Statutes of Wyoming, relative to the general incorporation of towns."

Ayes—11.

Noes—3.

Absent—4.

H. J. R. No. 6, "Providing for the appointment of a Joint Committee to recommend amendments to our State Constitution."

Ayes—15.

Noes—0.

Absent—3.

Said Senate Files Nos. 27 and 46 are herewith transmitted for the consideration and action of your Honorable Body; said House Bills Nos. 16, 20, 45, 50, 51, 62, and said H. J. R., No. 6 are herewith returned, and the concurrence of the Honorable House in Senate amendments to H. B. No. 16 and H. B. No. 20, is respectfully requested.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

On motion of Mr. Hills, the House resolved itself into Committee of the Whole for the consideration of H. B. No. 6.

Mr. Parmenter in the chair.

After arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., January 31, 1895.

Mr. Speaker:

Your Committee of the Whole having had under consideration H. B. No. 6, beg leave to report progress and ask leave to sit again for the further consideration of this bill on tomorrow at 2 o'clock p. m.

B. M. PARMENTER,

Chairman.

There being no objection the report was received.

On motion of Mr. Kelley, H. B. No. 6 was made special order for tomorrow at 2 o'clock p. m.

On motion of Mr. Downey, the House adjourned.

M. C. BARROW,

Chief Clerk.

## TWENTY-SECOND DAY.

Hall of the House of Representatives,  
Cheyenne, Wyo., February 1, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Brown, Clark, Minfa.

Prayer by the chaplain.

Journal of previous day's session read and approved.

## UNFINISHED BUSINESS.

H. B. No. 16, by Mr. Van Orsdel, "An act amending Section 3435, Revised Statutes of Wyoming," amended by the Senate as follows:

Section 1, line 1: Strike out the word "or" and insert the word "and" in lieu thereof; strike out all of Section 2. Which Senate amendments were concurred in by the House by the following vote:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—29.

Nocs—0.

Absent—Messrs. Alger, Brown, Clark, Downey, Jackson, Knittle, Minfa, Van Orsdel—8.

H. B. No. 20, by Mr. Higgins, "An act regulating the jury system and providing that in all civil cases a verdict may be rendered upon the concurrence of three-fourths of the whole number of jurors."

The House failed to concur in the Senate amendments to H. B. No. 20, and on motion of Mr. Higgins a Committee on Conference was appointed by the Speaker, consisting of Messrs. Higgins and Kelley.

The following communication was received from His Excellency the Governor:

Executive Office,  
Cheyenne, Wyo., January 31, 1895.

To the Hon. Speaker of the House:

I have the honor to inform you that I have this day approved and signed:

Enrolled Act No. 4, Senate, entitled, "An act to provide for the investment of permanent funds arising from the sale of State lands."

Enrolled Act No. 5, Senate, entitled, "An act to provide seals for the Clerks of the District Courts and County Clerks in the several Counties of the State."

Enrolled Act No. 6, Senate, entitled, "An act to amend and re-enact an act authorizing cities and towns to construct, purchase, extend and maintain a system of water works."

Enrolled Act No. 7, Senate, entitled, "An act relating to the control and maintenance of the Capitol building and grounds."

Enrolled Act No. 8, Senate, entitled, "An act supplemental to an act entitled an act providing for the issuing of refunding bonds in school districts."

WM. A. RICHARDS,  
Governor.

By unanimous consent the rules were suspended for the day in reference to first reading of bills and the clerk was instructed to read by title only.

#### BILLS ON FIRST READING.

The following bills were read first time:

H. B. No. 119, by Mr. Iredale, "A bill for an act relating to the care and maintenance of the insane, and amending and re-enacting Section 2, of Chapter 93, entitled, 'An act to provide for the care and maintenance of the insane, enacted by the First Legislature and approved January 10, 1891.'"

Referred to Committee on Ways and Means.

H. B. No. 120, by Mr. Parmenter, "A bill for an act to prevent the indiscriminate use of vehicles to convey voters to and from the polls on election day."

Referred to Committee on Elections.

H. B. No. 121, by Mr. Torrey and Mr. Ranney, "A bill for an act relating to special elections and municipal elections and amending Section 33, of an act entitled, 'An act concerning elections and for other purposes,' approved March 14, 1890."

Referred to Committee on Elections.

H. B. No. 122, by Mr. Davis, "A bill for an act to repeal and re-enact Sections 8, 9 and 10 of Chapter 80, Session Laws of Wyoming of 1890 and 1891, relating to the appointment, duties and compensation of State Mine Inspector."

Referred to Committee on Coal Mines.

H. B. No. 123, by Mr. Hertzog, "A bill for an act to amend

and re-enact Sections 1 and 4 of an act entitled, 'An act relating to and authorizing the issue of bonds by cities and towns for the purpose of redeeming, funding or refunding existing indebtedness,' approved December 24, 1890, said act being Chapter 11 of the Session Laws of the First State Legislature and relating to municipal bonds."

Referred to Committee on Corporations.

H. B. No. 124, by Mr. Kelley, "An act providing for the designation of depositories for incorporated cities and towns, and to regulate the rate of interest on public moneys deposited therein."

Referred to Committee on Corporations.

H. B. No. 125, by Mr. Kelley, "An act to provide for the designation of county depositories and to regulate the rate of interest on public moneys deposited therein."

Referred to Committee on Counties.

#### SENATE FILES ON FIRST READING.

The following Senate Files were read first time:

S. F. No. 27, by Mr. Abbott, "A bill for an act to provide for the distribution of the income derived from the investment of the permanent school funds, and from the leasing of the State school lands."

Referred to Committee on Agriculture.

S. F. No. 46, by Mr. Deloney, "A bill for an act prescribing the age at which deaf and dumb children may be admitted as pupils in the Blind, Deaf and Dumb asylum, as State charges."

Referred to Committee on Education.

#### REPORTS FROM STANDING COMMITTEES.

The Committee on Agriculture submitted the following report:

Cheyenne, Wyo., January 30, 1895.

Mr. Speaker:

Your Committee on Agriculture, to whom was referred S. F. No. 8, beg leave to report as follows:

That in line 5, Section 1, the word "two" be struck out and the word "one" be inserted. That in line 6, Section 1, the word "three" be struck out and the word "six" be inserted.

FRANK O. WILLIAMS,  
Chairman.

The following report was submitted by the Committee on Engrossment:

Cheyenne, Wyo., February 1, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 7, 56 and 39 have been duly and properly

engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

**BILLS ON THIRD READING AND FINAL PASSAGE.**

The following bills were read third time:

H. B. No. 7, by Mr. Sullivan, "A bill for an act to amend Chapter 46 of the Session Laws of the First State Legislature, entitled, 'An act to amend and re-enact Section 15 and Section 19, of Chapter 40 of the Session Laws of 1888, entitled, 'An act to repeal and re-enact Chapter 1, Title 30, of the Revised Statutes of Wyoming,' approved March 6, 1888,' approved January 9, 1891,' relating to the recording of mining claims and the time in which to sink discovery shafts thereon," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Corson, Covert, Davis, Finch, Goodell, Henry, Heward, Higgins, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—26.

Noes—Messrs. Downey, Gregory, Hertzog, Hills, Platt—5.

Absent—Messrs. Brown, Chapman, Clark, Fox, Iredale, Minta—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 39, by Mr. Alger, Mr. Brooks and Mr. Jackson, "An act relating to the duties of County Superintendents of Schools and for other purposes and to amend and re-enact Chapter 67, of the Session Laws of Wyoming, for the year one thousand, eight hundred and eighty-eight, entitled 'An act to amend Section 3914, of the Revised Statutes of Wyoming,' approved March 9, 1888," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Black, Bristol Brooks, Chapman, Corson, Covert, Davis, Goodell, Henry, Hertzog, Higgins, Iredale, Jackson, Kelley, Knittle, Lobban, Parmenter, Scott, Sullivan, Mr. Speaker—22.

Noes—Messrs. Allen, Downey, Finch, Fox, Gregory, Heward, Hills, Mahoney, Platt, Ranney, Williams—11.

Absent Messrs. Brown, Clark, Minta, Van Orsdel—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 56, by Mr. Hills, "A bill for an act to prevent

cruelty to animals, to provide punishment therefor and to repeal all acts and parts of acts in conflict with this act," was amended by striking out the words "general assembly" in the enacting clause and substituting therefor the words "Third Legislature," and as so amended the bill was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Corson, Covert, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Williams, Mr. Speaker—28.

Noes—Messrs. Chapman, Goodell, Heward, Sullivan—4.

Absent—Messrs. Brown, Clark, Iredale, Minta, Van Orsdel—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

The following communication was received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 1, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the Senate this day concurred in House amendment to title of S. F. No. 32, by a unanimous vote.

Also, that S. F. No. 62, by Mr. Miller, for "An act to amend and re-enact Section 2347 of the Revised Statutes of Wyoming, relating to special duties of certain officers," was this day introduced in the Senate.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

The Committee on Revenue submitted the following report:

Cheyenne, Wyo., February 1, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred H. B. No. 106, beg leave to report as follows:

We had the same under consideration and refer the same back to the House with the recommendation that it do pass.

GEO. W. FOX,

Chairman.

On motion of Mr. Finch, the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Mr. Heward in the chair.

Upon arising, the Speaker pro tem in the chair, the Committee reported as follows:

Cheyenne, Wyo., February 1, 1895.

**Mr. Speaker:**

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report that the same have been duly considered and your committee recommend as follows:

That H. B. No. 80 do pass as amended by the Committee on Immigration.

That H. B. No. 61 do pass.

LABAN HEWARD,  
Chairman.

There being no objection the report was received.

On motion a recess was taken until 2 o'clock p. m.

AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

On motion of Mr. Ranney, Mr. Hall, member of previous session was accorded the privilege of the floor.

The Committee on Enrollment made the following report:  
Cheyenne, Wyo., February 1, 1895.

**Mr. Speaker:**

Your Committee on Enrollment beg leave to report the following bills properly enrolled and herewith returned with originals, viz:

Enrolled Joint Resolution No. 6, "A joint and concurrent Resolution providing for the appointment of a joint committee on recommending amendments to our State Constitution."

Enrolled Act No. 4, "An act to amend and re-enact Section 2937 of the Revised Statutes of Wyoming, relating to the oath and undertaking of receivers."

Enrolled Act No. 5, "An act to amend and re-enact Section 2436 of the Revised Statutes of Wyoming relating to affidavit for service by publication."

Enrolled Act No. 6, "An act to amend and re-enact Section 2878 of the Revised Statutes of Wyoming, relating to affidavit for garnishment and service of the same."

Enrolled Act No. 7, "An act to amend and re-enact Section 445 of the Revised Statutes of Wyoming, relative to incorporation of towns," and Enrolled Act No. 8, "An act amending and re-enacting Section 3435, Revised Statutes of Wyoming, relative to proceedings when title, etc., of land comes in question."

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

Enrolled House Joint Resolution No. 6, by Mr. Covert "For the appointing of a joint committee to recommend amendments to our State Constitution."



Enrolled Act No. 4, by Mr. Kelley, "An act to amend and re-enact Section 2937 of the Revised Statutes of Wyoming, relating to oath and undertaking of receiver."

Enrolled Act No. 5, by Mr. Van Orsdel, "An act to amend Section 2436 of the Revised Statutes of Wyoming, relating to affidavit for service by publication."

Enrolled Act No. 6, by Mr. Van Orsdel, "An act to amend and re-enact Section 2878 of the Revised Statutes of Wyoming, relating to affidavit of garnishment."

Enrolled Act No. 7, by Mr. Jackson, "An act to amend and re-enact Section 445 of the Revised Statutes of Wyoming relative to general incorporation of towns."

Enrolled Act No. 8, by Mr. Van Orsdel, "An act amending Section 3435 of the Revised Statutes of Wyoming, relative to proceedings when title to land, etc., come in question."

There being no objection offered he proceeded to sign the same in the presence of the House.

#### FIRST READING OF BILLS.

The following bills were introduced and read first time:

H. B. No. 126, by Mr. Kelley, "A bill for an act to increase the State Library by adding a miscellaneous collection of books and making a donation of land for State and County libraries."

Referred to Committee on Agriculture.

H. B. No. 127, by Mr. Higgins, "An act relating to taxation and providing for the equitable distribution of taxes collected upon live stock in the State of Wyoming."

Referred to Committee on Counties.

The following communication was received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 1, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that, by unanimous consent, the following entitled bill was this day introduced in the Senate:

S. F. No. 63, by Mr. Verbryck, for "An act to amend and re-enact Section 1, of Chapter 55 of the Laws passed by the first State Legislature, and approved January 10, 1891, relating to the classification of counties."

Respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

On motion of Mr. Hertzog, the House resolved itself into Committee of the Whole for the consideration of H. B. No. 6.

Mr. Parmenter in the chair.

Upon arising, Mr. Speaker pro tem in the chair, the committee made the following report:

Cheyenne, Wyo., February 1, 1895.

**Mr. Speaker:**

Your Committee of the Whole having had under consideration H. B. No. 6, as special order for yesterday and today beg leave to report as follows:

That the amendments recommended by the Committee on Lands and Irrigation, under date of January 28, be adopted.

Amend Section 11, of the printed bill by striking out all of Section 11, following the word, "proposal" line 5.

Amend Section 12, printed bill, by striking out the whole of line 1 and the words "irrigation works when," in line 2, and insert the word "when" in lieu of word "where" in line two.

Amend Section 10, by striking out the words "it shall be his duty," in line 23, and insert in lieu thereof the words "the Board may direct the Engineer."

Amend Section 13 of the printed bill, by inserting after the word "settlers" in line 7 of said section, the following proviso:

"Provided, That such price and terms for irrigation works, water rights and for lands to be disposed of by the State to settlers shall in all cases be reasonable and just."

In Section 14, line 7, strike out the words "without the sanction of the Board."

Amend Section 18, line 2, by inserting after the word "women" the words "not the head of a family."

Amend Section 18 by inserting after the word "applicant" the following words:

"Provided that when the construction company fails to furnish water to any settler under the provisions of its contract with the State, the State shall refund to such settler all payments that he shall have made to the State."

And that as so amended the bill do pass.

**B. M. PARMENTER,**  
Chairman.

There being no objection offered the report was received.

On motion of Mr. Kelley, the amendments recommended by the Committee of the Whole were adopted.

On motion of Mr. Kelley the rules were suspended for further consideration of H. B. No. 6, by the following vote:

Ayes—Messrs. Alger, Allen, Black, Bristol, Brooks, Chapman, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Higgins, Hills, Jackson, Kelley, Knittle, Loban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel—28.

Noes—Mr. Heward.

Absent—Messrs. Barrett, Brown, Clark, Corson, Iredale, Minta, Williams, Mr. Speaker—8.

Whereupon H. B. No. 6, "An act to provide for the acceptance by the State of Wyoming from the United States of certain lands, providing for the reclamation, occupation and

disposal of the same," was read a second time by title and referred to Committee on Engrossment.

The following communications were received from the Senate:

**Senate Chamber,**

Cheyenne, Wyo., February 1, 1895.

**Hon. Speaker of the House:**

Sir—I have the honor to inform your Honorable Body that the Senate this day consented to a conference on H. B. No. 20, and Mr. President has named Messrs. McGill and Craig on the part of the Senate, as members of such conference committee.

Very respectfully,

**J. C. ARGESHEIMER,**

**Chief Clerk.**

**Senate Chamber,**

Cheyenne, Wyo., February 1, 1895.

**Hon. Speaker of the House:**

Sir—I have the honor to return herewith:

H. B. No. 65, for "An act providing that a printed copy of all bills introduced in the Legislature shall be mailed to each County Clerk in this State for the inspection of the public."

Which this day passed the Senate by the following vote:

Ayes—15.

Noes—0.

Absent—3.

Very respectfully,

**J. C. ARGESHEIMER,**

**Chief Clerk.**

On motion, the House adjourned.

**M. C. BARROW,**

**Chief Clerk.**

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## TWENTY-THIRD DAY.

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**Hall of the House of Representatives,**

Cheyenne, Wyo., February 2, 1895.

**House met at 10 o'clock a. m.**

**Mr. Speaker in the chair.**

**Roll call.**

**Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills,**

Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Brown, Clark, Minta.

Prayer by the chaplain.

Journal of previous day read and approved.

By unanimous consent the rules were suspended as to first reading of bills and the clerk was instructed to read by title only.

#### BILLS ON FIRST READING.

The following bills were introduced and read first time:

H. B. No. 128, by Mr. Downey, "A bill for an act creating the Wyoming Historical Society and making an appropriation therefor."

Referred to Committee on Buildings and Institutions.

H. B. No. 129, by Mr. Chapman, "An act to regulate State institutions, and to improve their organization and to increase their efficiency."

Referred to Committee on Ways and Means.

H. B. No. 130, by Mr. Alger, "A bill for an act entitled 'An act to amend Section 57 of an act entitled, 'An act concerning elections and for other purposes,' approved March 14, 1890.'"

Referred to Committee on Elections.

Mr. Speaker pro tem in the chair.

The Committee on Ways and Means submitted the following report:

Cheyenne, Wyo., February 2, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. No. 8, beg leave to report as follows:

That the bill be referred to Committee of Whole without recommendation.

GEO. F. CHAPMAN,  
Chairman.

Mr. Torrey and Mr. Ranney offered the following amendment:

Amend House Bill No. 8, by striking out that part of it appearing after the words "a bill for an act to levy," and insert in lieu thereof the following: "taxes and to appropriate the amount realized therefrom for the purchase of a site for, and the erection and equipment of, The Wyoming Agricultural College buildings within or near the limits of the town of Lander, in Fremont county."

Be it enacted by the Legislature of the State of Wyoming:

Section 1. There is hereby levied upon the taxable property of the State of Wyoming for the years 1895 and 1896, a tax of one-quarter of a mill on each dollar, to be collected and

paid to the State Treasurer in the manner provided by law for the levy and collection and payment of other State taxes.

Sec. 2. There is hereby levied upon the taxable property of the State of Wyoming for the years 1897 and 1898 one-half of a mill on each dollar, to be collected and paid to the State Treasurer in the manner provided by law for the levy, collection and payment of other State taxes.

Sec. 3. The State Board of Equalization shall, at the time of making the annual assessment for State purposes, and as otherwise provided by law for the years 1895, 1896, 1897 and 1898 respectively, direct the Boards of County Commissioners of each of the Counties of the State, and it shall be their duty to levy on all taxable property within their respective Counties, the taxes provided by this act in addition to other taxes provided by law.

Sec. 4. The sums realized from the taxes in the foregoing sections shall be kept separate and apart from other monies belonging to the State, in a fund to be known as The Wyoming Agricultural College fund.

Sec. 5. The sums realized from the taxes levied in the foregoing sections are hereby respectively appropriated for the purposes of purchasing a site for and the erection and equipment of the The Wyoming Agricultural College building within or near the limits of the town of Lander in Fremont County.

Sec. 6. The State Auditor shall issue warrants on the State Treasurer in favor of the Board of Trustees of the Wyoming Agricultural College for the amounts realized from the foregoing levies as received by the State Treasurer. Such warrants shall be paid out of the Wyoming Agricultural College fund.

Sec. 7. This act shall take effect and be in force from and after its passage.

Mr. Torrey moved that the amendment as offered be printed and that both amendments and H. B. No. 8 be referred to the Committee of the Whole, which motion prevailed by unanimous consent.

Mr. Speaker in the chair.

The Joint Committee appointed to examine the accounts of the Auditor and Treasurer submitted the following report: To the Honorable Senate and House of Representatives.

Gentlemen: We, your Joint Committee appointed pursuant to House Joint Resolution No. 5, to examine the accounts and records of the Auditor and Treasurer from September 30th, 1894, have the honor to report as follows:

We have examined the accounts of the State Auditor covering all business transacted by said officer from September 30th, 1894, to and including January 26th, 1895. We found for each item of charge entered upon said records, a duly verified and audited voucher and checked all vouchers with the warrant record and found the accounts to agree with the amounts en-

tered upon the journal and ledger of said officer's office. All triplicate receipts issued by the Treasurer to said officer have been checked with the records and found correctly entered. The footings of the journal have been carefully gone over as well as the posting to the Treasurer's account, by your committee and are correct. The trial balance of the Auditor's records submitted herewith, indicates the amounts to the debit or credit of the several accounts. It is further represented that the amount with which the State Treasurer is charged upon the Auditor's records is \$225,665.75, and that there is outstanding warrants which at the time of examination had not been presented to the Treasurer for payment, as follows: Numbers 4830, 4897, 4980, 5018, 5022, 5025, 5026, 5027, and 5028, amounting to \$387.39, being a total amount of \$226,053.18.

Your committee has also made a thorough and complete examination of the books of account of the State Treasurer from September 30th, 1894, to and including January 26, 1895; checking the record of receipts issued, as well as all warrants and coupons paid, with the records and have found them correctly entered. A trial balance of said officer's accounts is hereto annexed and made a part of this report. The trial balance shows as follows:

Cash account .....	\$169,598 48
Otto Gramm, ex-State Treasurer.....	56,454 70

Being a total of \$226,053.18, the amount of which said officer is charged upon the records of the State Auditor, less warrants outstanding amounting to \$387.39. The cash account represented as above consists of deposits in national banks, to the credit of The State of Wyoming, Henry G. Hay, State Treasurer in the amount of \$169,598.48. The amount of interest as shown by the State Treasurer's books, which has accrued, been received and credited by Ex-Treasurer Gramm, upon land income funds, is as follows:

Amount received during the year 1892.....	\$ 478 77
Amount received during the year 1893.....	1,225 55
Amount received during the year 1894.....	2,382 20

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Total amount received and credited.....\$4,086 52

On the date of January 7, 1895, the amount due the State of Wyoming by Otto Gramm, then State Treasurer, was \$162,967.63, and on the same date he turned over to his successor Henry G. Hay, in cash the sum of \$106,512.93, leaving a balance due the State of \$56,454.70.

It is claimed by Ex-Treasurer Gramm that this deficit was occasioned by the failure on July 20th, 1893, of the bank of T. A. Kent, in which \$56,454.70 of money held by Gramm was at that time deposited. The Ex-Treasurer had kept a considerable portion of the State's money in this bank for a period of about two years before its failure. In the summer of 1893, the great-

est bank panic ever known prevailed throughout the country, and unexpectedly carried down many banking institutions of high repute including the Kent bank.

We find that the funds of Laramie County were deposited in this bank at the time of its failure and prior thereto, that the community considered the bank solvent and in every respect responsible. We have made inquiry into the matter and find that the Ex-Treasurer received no bonus or other consideration for making the deposit; that all interests received by him was turned into the State treasury; that the State's money was kept continually deposited in banks in the name of the State Treasurer as such State Treasurer and was never subject to any private loans. Of the money deposited in the Kent bank at the time of its failure, \$15,642.00 was in certificates of deposit bearing interest at six per cent per annum, and the remaining sum of 40,812.70 was deposited upon open account, all carried in the name of Otto Gramm, State Treasurer.

On January 20th, 1894, the Attorney General commenced proceedings in the name of the State against the assignee of the Kent bank, in the district court of Laramie County, by which it was sought to have the money in the bank declared a trust fund. This case was certified by the district court to the supreme court and was there decided on January 5th, 1895. The court held that to the extent of the cash remaining in the bank at the time of its failure a trust existed in favor of the State and Laramie County. The amount of this cash is \$3,743.04, and the same will be divided pro rata between the State and the County, thus reducing the deficit accordingly.

The time within which claims can be filed against the estate of an assignor, under our statutes is limited to six months unless extended by the court, and in this instance, the court has given extensions under which a claim for this amount can be filed until March 2nd, 1895. The property in the hands of the assignee is varied in character and extensive in amount.

Its appraisalment in the assignment proceedings indicates that there is more than sufficient to pay the debts of the assignor, but on account of the depression in values of all property, and particularly in the value of real estate, it is certain that the estate will not pay its creditors in full.

Under date of January 14th, Mr. Hay addressed a communication to Mr. Gramm making formal demand for the payment of the balance due the State, and at the same time addressed a communication to the Governor, Auditor and Attorney General, notifying them that there was due from Mr. Gramm, Ex-State Treasurer, the sum hereinbefore stated. As yet no written reply has been received from Mr. Gramm. We are advised by the Attorney General, that he has the matter of collecting the amount due under consideration and will act as promptly as circumstances will permit.

In the examination of one of the bonds given by Mr. Gramm

as Treasurer we find it to be in the amount of \$75,000.00, and that his bondsmen are Daniel C. Bacon, Henry G. Bach, William C. Wilson, Francis E. Warren and Thomas A. Kent.

As your committee understands the matter, the above-named bondsmen are absolutely liable to the State for the amount due, to-wit: \$56,454.70.

In view of the failure of Mr. Gramm, Ex-State Treasurer, to turn over the amount last aforesaid of State funds to his successor, and in view of the fact that there is also due from the several Counties delinquent taxes in the amount \$33,196.51 (See statement hereto attached), your committee would suggest that Senate File Number 27, be so amended that it do not take effect until January 1st, 1896, in order that the school funds may be used to protect temporarily the liabilities of the State until the foregoing deficiency and delinquencies are made good or a new levy of taxes has been made.

We find that Mr. Gramm has drawn his salary to January 7th, 1895, and while under the decision of the supreme court, in the Atkinson case, he was legally entitled to do so, we can but express our regret that he did not see fit to apply his salary on the balance due to the state from him.

Your committee further represents that in their opinion the laws pertaining to the duties of the State Examiner are entirely inadequate to cover certain contingencies and would recommend that they be so amended that the State Examiner shall, whenever a deficiency appears to exist in the accounts of the State, County, municipal or school officers, or officers of savings, loan or building associations, demand an accounting of such officer at once and the proper representation and production of all moneys due, and in the event of failure of any officer as aforesaid, to comply with such demand within a reasonable length of time, it shall be the duty of the State Examiner to report forthwith the condition of said officer's accounts to the Governor, who shall suspend such officer pending a further examination, and to take such action as to him may seem necessary to secure all monies due from such officer or association.

And it shall be the duty of the State Examiner upon reporting any officer as aforesaid to take immediate charge of the office, records, accounts moneys and all effects of said officer, in any manner pertaining or belonging to the State, County, municipality, district or association and retain the same until such time as such officer may be reinstated by the Governor or removed in the manner provided by law.

Respectfully submitted,

F. M. BARRETT,  
SAMUEL CORSON,  
GEORGE H. CROSS,

Committee.



Trial balance of the accounts of the Honorable Auditor, of the  
State of Wyoming, showing the condition of said officer's  
accounts at close of business, January 26th, 1895:

State Treasurer .....	\$225,665 79	
General Fund .....		\$120,920 64
Capitol building fund .....		135 03
Capitol building fund, not appro- priated .....		4,783 80
Capitol tax .....		3,884 34
Deaf, dumb and blind asylum land income fund .....		1,430 17
Common school permanent land in- come fund .....		22,588 18
Common school land income fund ..		26,723 85
Erection public buildings land income fund .....		2,392 26
Fish protection fund .....		15 00
Insane asylum land income fund ....		2,075 06
Inspection fund .....		208 94
Fish hatchery land income fund .....		164 43
Penitentiary in Albany County land income fund .....		2,275 38
Poor asylum fund .....		549 72
Public buildings at Capitol land in- come fund .....		1,788 94
Poor farm Fremont County .....		283 50
Rawlins penitentiary building tax ..		2,720 17
Special asylum fund .....		548 25
State hospital building tax .....		225 79
State hospital maintenance tax ....		3,161 40
Special U. S. convict fund .....		1,059 50
Stock indemnity fund .....		2,814 67
State bond tax .....		5,523 24
The fund for the insane .....		14,076 51
University income tax .....		3,624 57
University land income fund .....		856 65
U. S. convict fund .....		835 70
State of Wyoming .....	320,000 00	
Bonded indebtedness .....		320,000 00
Albany county .....	4,281 66	
Converse county .....	2,737 44	
Carbon county .....	3,447 51	
Crook county .....	4,883 35	
Fremont county .....	2,301 51	
Johnson county .....	3,080 85	
Laramie county .....	6,877 28	
Natrona County .....	445 21	
Sheridan County .....	748 92	
Uinta county .....	3,298 20	
Weston county .....	1,094 58	

State tax .....	\$	\$ 33,196 51
Appropriations .....	56,905 28	
Adjutant General's salary, '93.....		196 30
Attorney General's salary, '93.....		278 35
Attorney General's contingent, '93...		176 75
Assistant Engineer's salary.....		223 15
Auditor's salary .....		463 90
Auditor's contingent .....		176 00
Board of charities and reform .....		9,499 33
Care of deaf, dumb and blind, 1891 appropriation .....		17 64
Care and transportation of arms, 1893 appropriation .....		25 00
Clerk of Supreme Court salary.....		187 50
Coal Mine Inspector's salary.....		625 07
Coal Mine Inspector's contingent....		180 65
Commissioner of labor, per diem ..		1,000 00
Commissioner of Labor, contingent...		500 00
District Court Judges contingent....		27 30
Engineer's salary .....		625 07
Engineer's contingent .....		462 92
Examiner's salary .....		500 00
Examiner's contingent .....		141 43
Fish Commissioner's salary .....		375 00
Fish Commissioner's contingent ....		49
Governor's salary .....		581 58
Governor' contingent .....		609 92
Insurance department contingent ...		107 83
Incidental expense, Second Legisla- ture .....		9 88
Journals, Second Legislature.....		127 25
Librarian's salary, '93.....		200 00
Librarian's contingent .....		355 16
Land office fees .....		3,832 00
Law Library .....		63 06
Land Commissioner's contingent ....		232 40
Militia expenses .....		2,815 10
Measuring State printing .....		50 00
Judges Supreme Court salary .....		2,197 58
Judges District Court salary .....		3,000 00
Printing Session Laws .....		1,435 41
Per diem and mileage Second Legis- lature .....		555 50
Secretary's salary .....		463 90
Secretary's contingent .....		755 13
Superintendent Public Instruction salary .....		463 90
Superintendent Public Instruction contingent .....		488 10
Superintendent Weights and Meas- ures salary .....		100 00

Supreme Court contingent.....	\$	298 83
State Building insurance .....		600 00
Treasurer's salary .....		463 90
Treasurer's contingent .....		239 83
World's Columbian Exposition Com- mission .....		3 03
Register Land Board contingent ....		1,125 17
Relief Co. "C," Wyoming National Guards .....		4 00
Superintendents of Water Divisions, per diem.....		515 00
Superintendents Water Divisions, contingent .....		259 15
Auditor's contingent, 1890 .....	3,720 25	
Mining Board, '92-'93.....	34 80	
Printing Second Legislature.....	94 02	
Certificate of indebtedness .....		3,849 07
Mileage and per diem Third Legis- lature .....		14,920 10
Legislative printing Third Legis- lature .....		1,000 02
Incidental expense Third Legis- lature .....		360 70
Session Laws, certified copies of, '95..		500 00
Legislative Journals 1895.....		500 00
Printing Session Laws, 1895 .....		2,000 00
Total .....	\$639,616 65	\$639,616 65

Warrants outstanding at close of business, January 26th,  
1895.

Number.	Against what fund drawn.	Amount.
4830....	Stock Indemnity.....	\$ 16 66
4897....	Fund for the Insane.....	6 00
4980....	Adjutant General's salary.....	11 23
5018....	Per diem and mileage Third Legislature....	90 00
5022....	Per diem and mileage Third Legislature....	99 00
5025....	Per diem and mileage Third Legislature....	28 00
5026....	Per diem and mileage Third Legislature....	60 00
5027....	Auditor's contingent .....	26 50
5028....	Per diem and mileage Third Legislature....	50 00

Total .....	\$ 387 39
Auditor's cash balance .....	225,665 79

Treasurer's balance .....\$226,053 18

Trial balance of the accounts of the Honorable State Treasurer,  
of the State of Wyoming, showing the condition of said  
officer's accounts at close of business, January 26th, 1895:

Cash ..... 169,598 48

Otto Gramm, Ex-State Treasurer....	\$ 56,454 70	
General fund .....		\$121,285 37
Capitol Building fund.....		135 03
Capitol building fund, (surplus not ap- propriated) .....		4,783 80
Capitol tax .....		3,884 54
Deaf, Dumb and Blind Asylum Land Income fund .....		1,430 17
Common School Land Income fund ..		26,723 85
Common School Permanent Land In- come fund .....		22,588 18
Erection, Public Buildings, Land In- come fund .....		2,392 26
Fish Protection fund.....		15 00
Insane Asylum Land Income fund ..		2,075 06
Inspection fund .....		208 84
Fish Hatchery Land Income fund....		164 43
Penitentiary in Albany County Land Income fund .....		2,275 38
Poor Asylum fund.....		549 72
Public buildings at Capitol, Land In- come fund .....		1,788 94
Poor Farm, Fremont County, Land In- come fund .....		283 50
Rawlins penitentiary building tax ..		2,720 17
Special Asylum fund.....		548 25
State Hospital Building tax.....		225 79
State Hospital Maintenance tax ....		3,161 40
Special U. S. convict fund .....		1,059 50
Stock Indemnity fund .....		2,831 32
The Fund for the Insane .....		14,082 51
University Land Income fund.....		856 65
United States Convict fund.....		835 70
University Income tax .....		3,624 57
State bond tax .....		5,523 24
Bonded indebtedness .....		320,000 00
State of Wyoming .....	344,073 50	
Albany County .....	4,281 66	
Carbon County .....	3,447 51	
Converse County .....	2,737 44	
Crook County .....		4,883 35
Fremont County .....	2,301 51	
Johnson county .....	3,080 85	
Laramie county .....	6,877 28	
Natrona County.....	445 21	
Sheridan County.....	748 92	
Uinta County .....	3,298 20	
Weston County .....	1,094 58	
Adjutant General's salary.....		197 53
Attorney General's salary .....		278 35

Attorney General's contingent .....	\$	176 75
Assistant Engineer's salary .....		223 15
Auditor's salary .....		463 90
Auditor's contingent .....		202 50
Board of Charities and Reform ....		9,499 33
Care of deaf, dumb and blind, 1891...		17 64
Care and transportation of arms, 1893. ....		25 00
Clerk of Supreme Court salary .....		187 50
Coal Mine Inspector's salary .....		625 07
Coal Mine Inspector's contingent....		180 65
Commissioner of Labor, per diem....		1,000 00
Commissioner of Labor, contingent...		500 00
Certified copies of State Laws, 1895..		500 00
Certified copies of Journals, Third Legislature .....		500 00
District Court contingent, 1893.....		27 30
Engineer's salary .....		625 07
Engineer's contingent .....		462 92
Examiner's salary .....		500 00
Examiner's contingent .....		141 48
Fish Commissioner's salary .....		375 00
Fish Commissioner's contingent .....		49
Governor's salary .....		581 58
Governor's contingent .....		609 92
Insurance department contingent....		107 83
Incidental expense Third Legislature.		360 70
Incidental expense, Second Legisla- ture .....		9 88
Journals, Second Legislature .....		127 25
Librarian's salary .....		200 00
Librarian's contingent .....		355 16
Land Office fees .....		3,832 00
Law Library .....		63 06
Land Commissioner's contingent .....		232 40
Militia expense .....		2,815 10
Measuring State printing .....		50 00
Judges Supreme Court salary .....		2,197 58
Judges District Court salary .....		3,000 00
Printing Session Laws .....		1,435 41
Per diem and mileage Second Legis- lature .....		555 50
Printing Session Laws, 1895 .....		2,000 00
Secretary's salary 1893 .....		463 90
Secretary's contingent .....		755 13
Superintendent Public Instruction, salary .....		463 90
Superintendent Public Instruction contingent .....		488 10
Superintendents of Water Divisions, per diem .....		515 00

Superintendent Water Divisions, contingent .....	\$	259 15
Superintendent Weights and Measures, salary.....		100 00
Supreme Court contingent.....		298 83
State Building insurance.....		600 00
Treasurer's salary .....		463 90
Treasurer's contingent .....		239 83
World's Columbian Exposition Commission .....		3 03
Register Land Board contingent ....		1,125 17
Relief Co. "C," Wyoming National Guard .....		4 00
Legislative printing Third Legislature .....		1,000 00
Per diem and mileage Third Legislature .....		15,247 10
Total .....	\$603,323 19	\$603,323 19

## Warrants outstanding:

Number.	For what drawn.	Amount.
4830....	Stock Indemnity .....	\$ 16 66
4897....	Fund for the Insane.....	6 00
4980....	Adjutant General's salary.....	11 23
5018....	Per diem and mileage Third Legislature.....	90 00
5022....	Per diem and mileage Third Legislature....	99 00
5025....	Per diem and mileage Third Legislature....	28 00
5026....	Per diem and mileage Third Legislature....	60 00
5028....	Per diem and mileage Third Legislature....	50 00
5027....	Auditor's contingent .....	26 50

Total .....	\$ 387 39
Treasurer's cash account .....	169,598 48
Account of Otto Gramm, Ex-Treasurer .....	56,454 70

Auditor's charge to Treasurer.....\$225,665 79

January 26, 1895, Statement of Delinquent Taxes due the State from the several Counties of the State, (exclusive of interest).

Albany County: Tax of 1893.....	\$ 254 94	\$
Albany County: Tax of 1894.....	4,026 72	4,281 66
Carbon County: Tax of 1891.....	1,006 02	
Carbon County: Tax of 1894.....	2,441 49	3,447 51
Converse County: Tax of 1893.....	2,193 87	
Converse County: Tax of 1894.....	543 57	2,737 44
Crook County: Tax of 1892.....	1,332 06	
Crook County: Tax of 1893.....	1,437 14	
Crook County: Tax for 1894.....	2,114 15	4,883 35

Fremont County: Tax of 1894.....	\$		\$ 2,031 51
Johnson County: Tax of 1893.....		32 52	
Johnson County: Tax of 1894.....	2,758 33		3,080 85
Laramie County: Tax of 1890.....	601 03		
Laramie County: Tax of 1892.....	897 56		
Laramie County: Tax of 1893.....	977 73		
Laramie County: Tax of 1894.....	4,400 76		6,877 28
Natrona County: Tax of 1894.....			445 21
Sheridan County: Tax of 1894.....			748 92
Uinta County: Tax of 1889.....	10 28		
Uinta County: Tax of 1890.....	602 50		
Uinta County: Tax of 1891.....	237 62		
Uinta County: Tax of 1894.....	2,447 80		3,298 20
Weston County: Tax of 1891.....	450 94		
Weston County: Tax of 1892.....	24 98		
Weston County: Tax of 1893.....	151 03		
Weston County: Tax of 1894.....	467 63		1,094 58
			<hr/>
			\$33,196 51

On motion of Mr. Kelley, the report of the Joint Committee was ordered printed.

The Speaker here announced that he was about to sign Senate Enrolled Act No. 9, "An act to repeal Section 3843 of the Revised Statutes of Wyoming, concerning assessment of stock coming into territory after annual assessment."

There being no objection offered he proceeded to sign the same in the presence of the House.

The following reports were received from the Committee on Memorials to Congress:

Cheyenne, Wyo., February 2, 1895.

Mr. Speaker:

Your Committee on Memorials to Congress, to whom was referred Memorial No. 2, beg leave to report as follows:

Having considered the same, report favorably with the recommendation it do pass.

C. M. GREGORY,  
Chairman.

Cheyenne, Wyo., February 2, 1895.

Mr. Speaker:

Your Committee on Memorials to Congress, to whom was referred Memorial No. 1, beg leave to report as follows:

They have considered the same, and report favorably with the recommendation it do pass.

C. M. GREGORY,  
Chairman.

The Committee on Enrollment submitted the following report:

Cheyenne, Wyo., February 2, 1895.

**Mr. Speaker:**

Your Committee on Enrollment beg leave to report:

Enrolled Joint Resolution No. 6.

Enrolled Act No. 4.

Enrolled Act No. 5.

Enrolled Act No. 6.

Enrolled Act No. 7 and Enrolled Act No. 8, signed by the Honorable President of the Senate and delivered to the Governor for action, taking his receipt therefor.

**W. J. HILLS,**  
Chairman.

Mr. Downey, on behalf of the Committee on Judiciary, reported as follows:

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred S. F. No. 22, beg leave to report as follows:

Having had the same under consideration, recommend that the title to the bill amended:

By striking out the figures 3292 and by inserting in lieu thereof "3354" in order to correct a clerical error and to make the title confirm to the body of the bill.

And when so amended your committee recommend that the bill do pass.

**S. W. DOWNEY,**  
Chairman.

#### BILLS ON SECOND READING.

H. B. No. 80, by Mr. Knittle, "An act creating a Board of Immigration, defining its duties, appropriating money for its use, and for other purposes," was amended by inserting the words "one thousand" in the blank space before the word "dollars," which amendment was adopted, the bill read a second time and ordered engrossed for third reading."

H. B. No. 61, by Mr. Hills, "A bill for an act providing for an appropriation to aid in teaching science of mining and metallurgy in the University of Wyoming, and to provide for free assays for all residents of the State of Wyoming," was read the second time and ordered engrossed for third reading.

Mr. Speaker appointed Messrs. Covert, Higgins and Davis on the part of the House as a Joint Committee to recommend amendments to our State Constitution.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, Wyo., Feb. 1, 1895.

**Hon. Speaker of the House:**

Sir: I have the honor to return herewith:

H. B. No. 67, for "An act providing for the printing of the



Journals of the Third Legislature of Wyoming, and making an appropriation therefor."

Which this day failed to pass the Senate; the final vote thereon being:

Ayes—6.

Noes—9.

Absent—3.

Respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 2, 1895.

Hon. Speaker of the House:

Sir: I have the honor to inform your Honorable Body that the following entitled bills were this day introduced in the Senate:

S. F. No. 64, by Mr. Ludvigsen, "A bill for an act regulating and prohibiting the issuance of licenses for the sale of malt, spiritous and vinous liquors in certain cases."

S. F. No. 65, by Mr. Hanson, "A bill for an act to repeal Section 3815 of the Revised Statutes of Wyoming, relating to the payment of taxes in county orders or warrants, and so much of Section 1827 of said Revised Statutes as relates to the same subject, etc."

S. F. No. 66, by Mr. Woodruff, "A bill for an act relating to the levy and collection of taxes upon live stock brought into the state for the purpose of being grazed."

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

#### REPORTS OF STANDING COMMITTEES.

The substitute for H. B. No. 79, "A bill for an act to amend and re-enact Section 4120 of the Revised Statutes of Wyoming, relating to the keeping of live stock near ranches of stock-growers," was read a second time and on motion of Mr. Kelley was laid on the table pending its submission to the Hon. Attorney General, with a request that he pass upon the question as to whether or not its provisions conflict with the requirements of the State Constitution.

#### REPORTS OF STANDING COMMITTEES.

The Committee on Engrossment submitted the following report:

Cheyenne, Wyo., Feb. 2, 1895.

Mr. Speaker:

Your Committee on Engrossment, beg leave to report that

House Bill No. 6 has been duly and properly engrossed and is hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

The following report was submitted by the Committee on Education:

Cheyenne, Wyo., Feb. 2, 1895.

Mr. Speaker:

Your Committee on Education, to whom was referred S. F. No. 46, beg leave to report as follows:

That your committee favorably recommend the bill.

WILLIAM GOODELL,  
Chairman.

The Committee on Bridges and Highways submitted the following report:

Cheyenne, Wyo., Feb. 2, 1895.

Mr. Speaker:

Your Committee No. 19, on Bridges and Highways, to whom was referred H. B. No. 95, beg leave to report as follows:

We recommend that the words "for each district" be inserted after the word "supervisor" in line 3, Section 33, printed copy, and with the above amendment the bill do pass.

C. J. FINCH,  
GEO. W. FOX,  
JOHN MAHONEY,  
P. J. BLACK,

#### BILLS ON THIRD READING.

H. B. No. 6, by Mr. Van Orsdel, "An act to provide for the acceptance by the State of Wyoming from the United States of certain lands, providing for the reclamation, occupation and disposal of the same," was by unanimous consent amended as follows:

That in line 14, Section 20, the words "one-eighth part" shall be stricken out and the words "twenty acres" substituted therefor. In Section 15, line 16, strike out the word "of" following the word "subsequent" and insert in lieu thereof the word "to." In Section 18, line 2, amend the words "head of a family" to read "heads of families."

That in line 2, Section 23, the words "entry and payment of" be changed to read "entry of and payment for."

And as so amended, H. B. No. 6, was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Howard, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter,

Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—34.

Noes—0.

Absent—Messrs. Brown, Clark, Minta—3.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of the members elected to the House.

On motion a recess was taken until 2 o'clock, p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

On motion of Mr. Downey the House resolved itself into Committee of the Whole for the purpose of considering bills on general file.

Mr. Ranney in the chair.

Upon arising, Mr. Speaker pro tem in the chair, the committee made the following report:

Cheyenne, Wyo., Feb. 2, 1895.

Mr. Speaker:

Your Committee of the Whole having had under consideration bills on the general file, beg leave to report that the same have been duly considered, and your committee recommend as follows:

That H. B. No. 37 be laid over to Monday, February 4, for further consideration in Committee of the Whole.

That S. F. No. 21 do pass.

That H. B. No. 85 be taken from the file and the substitute therefor offered by Mr. Finch take its place on the file, and that said substitute do pass, as follows:

Substitute for H. B. No. 85, by Mr. Finch, "A bill for an act to provide for the building of a branch fish hatchery near Sundance in the County of Crook, and to appropriate necessary funds to establish and maintain the same."

Be it enacted by the Legislature of the State of Wyoming:

Section 1. The State Fish Commissioner is hereby authorized and directed to establish and maintain a branch fish hatchery at some convenient and desirable location near the town of the city of Sundance in the county of Crook, in this State, with the approval of the Governor, at a cost not to exceed five hundred dollars as hereinafter provided.

Sec. 2. The sum of five hundred dollars or so much thereof as shall be necessary is hereby appropriated out of any funds in the State Treasury, not otherwise appropriated to pay the necessary expenses for erecting suitable buildings, and for equipments and appliances, and for the operation and maintenance of said branch fish hatchery for the biennial period ending the thirty-first day of March, A. D., 1897; Provided, however, That no part of said appropriation shall be expended

until the title to the land on which said branch fish hatchery is to be located and also a perpetual water right for water sufficient for the purposes of said branch fish hatchery shall be vested in the State of Wyoming.

Sec. 3. This act shall take effect and be in force from and after its passage.

That H. B. No. 34 do pass.

That H. J. R., No. 7 do pass.

That H. B. No. 31 be amended in line 5 of Section 3 of the printed bill by striking out the words "one-sixth" and inserting in lieu thereof the words "one-eighth," and that as so amended the bill do pass.

That H. B. No. 108 be amended as follows:

Amend the bill by inserting as Section 2, the following:

Sec. 2. From and after the passage of this act it shall be unlawful for any person, or persons, at any season of the year, to chase, pursue or catch any buffalo, of any age; or to drive or in any manner transport any buffalo out of the State of Wyoming, or to in any manner remove any buffalo therefrom.

Further amend the bill by making the present Section 2, Section 3, and by striking out, in line 1 of said Section the words "of Section 1."

Further amend the bill by making the present Section 3 Section 4.

Add to Section 3: Provided, That this act shall not apply to tame or domesticated buffalo.

And that as so amended the bill do pass.

That H. B. No. 100 be amended in accordance with the recommendations of the Committee on Judiciary. That the words "or so much thereof as may be necessary" be inserted in line 2, Section 3, immediately following the word "dollars," and that as so amended the bill do pass.

That H. B. No. 93 be indefinitely postponed.

That H. B. No. 40 and substitute submitted by Committee on Counties be laid on the table until Monday, February 4th.

That H. B. No. 73, be amended by striking out the word "persons" appearing in line 3, of Section 2, of the printed bill and insert the word "corporations" immediately following the word "or" in said line 3; strike out the word "fifteen" appearing in lines 7 and 8, Section 1, and insert in lieu thereof the word "ten," and that as so amended the bill do pass.

E. L. RANNEY,  
Chairman.

There being no objection offered the report was adopted.

At the request of Mr. Clark he was excused from the sessions of the House of Thursday, Friday and today of this week.

On motion of Mr. Covert the rules were suspended for consideration of H. J. R., No. 7, by the following vote:

Ayes—28.

Noes—1.

Absent—8.

On motion of Mr. Kelley, H. J. R., No. 7, "Protesting against the issuing of additional bonds by the United States government," was read a second time, considered engrossed, read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Hertzog, Heward, Hills, Iredale, Kelley, Mahoney, Platt, Runney, Scott, Van Orsdel—24.

Noes—Messrs. Alger, Henry, Lobban, Sullivan—4.

Absent—Messrs. Brown, Clark, Higgins, Jackson, Knittle, Miuta, Parmenter, Williams, Mr. Speaker—9.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all the members elected to the House.

The following report was submitted by the Committee on Enrollment.

Cheyenne, Wyo., Feb. 2, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No. 65, beg leave to report as follows:

That the same has been correctly enrolled as Enrolled Act No. 9, and is herewith returned.

W. J. HILLS,  
Chairman.

Mr. Speaker pro tem here announced that he was about to sign House Enrolled Act No. 9, "An act providing that a printed copy of all bills introduced in the Legislature shall be mailed to each County Clerk in this State."

And there being no objection offered he proceeded to sign the same in the presence of the House.

The following communication was received from His Excellency, the Governor:

Executive Office,  
Cheyenne, Wyo., February 2, 1895.

To The Hon. Speaker of the House:

I have the honor to inform you that I have this day approved and signed:

Enrolled Joint Resolution No. 6, House, entitled "A joint concurrent resolution providing for the appointment of a joint committee on recommending amendments to our State Constitution."

Enrolled Act No. 4, House, entitled, "An act to amend and re-enact Section 2937 of the Revised Statutes of Wyoming, relating to affidavit and undertaking of receiver."

Enrolled Act No. 5, House, entitled "An act to amend and

re-enact Section 2436 of the Revised Statutes of Wyoming, relating to affidavit for service by publication."

Enrolled Act No. 6, House, entitled, "An act to amend and re-enact Section 2878 relating to affidavit of garnishment."

Enrolled Act No. 7, House, entitled, "An act to amend and re-enact Section 445 of the Revised Statutes of Wyoming, relative to the incorporation of towns."

Enrolled Act No. 8, House, entitled, "An act amending and re-enacting Section 3435, Revised Statutes of Wyoming, relative to proceedings when title, etc., to land comes in question."

Enrolled Act No. 9, Senate, entitled, "An act to repeal Section 3843, concerning assessment of stock coming into territory for annual assessment."

WM. A. RICHARDS,  
Governor.

The following communication was received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 2, 1895.

Hon. Speaker of the House:

Sir: I have the honor to inform your Honorable Body that the following bills this day passed the Senate:

Substitute for S. F. No. 33, for "An act to amend Sections 8, 12 and 13 of Chapter 47, of the Session Laws passed by the Tenth Legislative Assembly, relating to juries.

Ayes—15.

Noes—0.

Absent—3.

S. F. No. 39, for "An act prescribing additional duties for the Clerk of the Supreme Court and fixing his compensation."

Ayes—15.

Noes—0.

Absent—3.

H. B. No. 44, for "An act giving power to the Board of Trustees of any school district to establish and maintain the kindergarten system of instruction in the public schools at which children between the ages of four and six years may receive such instruction; with an amendment as indicated on the slip thereto attached.

Ayes—12.

Noes—3.

Absent—3.

H. B. No. 96, for "An act providing that State officers shall be paid monthly."

Ayes—15.

Noes—0.

Absent—3.

Said Senate File No. 39, and Substitute for S. F. No. 33

are herewith transmitted for the consideration and action of your Honorable Body; said H. Bs. Nos. 44 and 96 are herewith returned, and the concurrence of the Honorable House in Senate amendment to H. B. No. 44, is respectfully requested.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

On motion the House adjourned until Monday, February 4th, at 10 o'clock, a. m.

M. C. BARROW,

Chief Clerk.

## TWENTY-FOURTH DAY.

### Hall of the House of Representatives,

Cheyenne, Wyo., February 4, 1895.

House met at 10 o'clock a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Mr. Minta.

Prayer by the chaplain.

Journal of previous day's session read and approved.

### UNFINISHED BUSINESS.

H. B. No. 85, by Mr. Finch, "A bill for an act to provide for the building of a branch fish hatchery near Sundance, Crook County, Wyoming, and appropriating funds necessary for maintaining the same."

A substitute was offered by Mr. Finch for H. B. No. 85, "A bill for an act to provide for the building of a branch fish hatchery near Sundance, in the County of Crook, and to appropriate necessary funds to establish and maintain the same," which substitute was adopted.

H. B. No. 31, by Mr. Iredale, "A bill for an act changing

the name of that institution heretofore known and designated as "The Wyoming State Miners' Hospital" so that it shall hereafter be known and designated as "The Wyoming General Hospital" and to appropriate the sum of eight thousand five hundred dollars for the purpose of paying such bills as have been contracted in the erection, construction and equipment of the said hospital, over and above the amount heretofore provided for such purposes; and to complete one wing of said hospital, and to provide for the levy and collecting of a tax of one-sixth of one mill for the year 1895, and for each year thereafter as a maintenance fund to be used in the management, conduct and maintenance of the said hospital, and further to provide for the disposition of the revenues of the said hospital, and further, to provide for the disposition of all such funds raised for the management, conduct and maintenance of the said hospital as are not necessary for that purpose."

On motion the amendments recommended by the Committee of the Whole were adopted unanimously.

H. B. No. 108, by Mr. Mahoney, "A bill for an act to prevent the killing of buffalo in the State of Wyoming, and to provide penalties for a violation of this act, and repealing all acts and parts of acts inconsistent with the provisions of this act."

On motion the amendments recommended by the Committee of the Whole were unanimously adopted.

H. B. No. 100, by Mr. Fox, "A bill for an act refunding money which has been paid to the State for the lease of lands which are thereafter discovered not to belong to the State."

By unanimous consent the amendments recommended by the Committee of the Whole were adopted.

H. B. No. 73, by Mr. Higgins, "A bill for an act concerning the mileage to be charged by County Treasurers in the collection of delinquent taxes and for other purposes."

By unanimous consent the amendments recommended by the Committee of the Whole were adopted.

An amendment of the rules was introduced and referred to the Committee of the Whole.

By unanimous consent the rules were suspended for the day and the Clerk was instructed to read bills by title only, on first reading.

#### FIRST READING OF BILLS.

The following bills were introduced and read first time:

H. B. No. 131, by Committee on Counties, "A bill providing for deputies and assistants in certain counties."

Referred to Committee on Counties.

H. B. No. 132, by Mr. Chapman, "An act regulating the disposition of the receipts and income of the several State institutions."

Referred to Committee on Ways and Means.



H. B. No. 133, by Mr. Chapman, "A bill for an act regulating the appropriation, use and expenditure of the moneys received under an Act of Congress approved March 2, 1887, entitled "An act to establish agricultural experiment stations in connection with the colleges established in the several states under the provisions of an act approved July 2, 1864 and of the acts supplementary thereto."

Referred to Committee on Ways and Means.

H. B. No. 134, by Mr. Torrey and Mr. Ranney, "A bill for an act relating to the regular meetings of school districts and amending Section 3926, Revised Statutes of Wyoming."

Referred to the Committee on Education.

H. B. No. 135, by Messrs. Torrey and Ranney, "An act to amend and re-enact Section 1020 of the Revised Statutes of Wyoming, relating to the depositing and permitting to remain in any creek, highway or other different locality in this State, offensive substances, declaring the same a nuisance and providing a penalty therefor."

Referred to Committee on Sanitary.

H. B. No. 136, by Mr. Barrett, "A bill for an act appropriating the sum of one hundred dollars out of the State Treasury to reimburse Hugh Burnes for the value of one horse killed while suffering with glanders, by order of the sheriff of Crook County."

Referred to the Committee on Judiciary.

H. B. No. 137, by Mr. Clark, "A bill for an act relating to the qualifications of the State Inspector of Coal Mines."

Referred to the Committee on Coal Mines.

H. B. No. 138, by Mr. Kelley, "An act permitting school boards to establish industrial or manual training schools."

Referred to the Committee on Education.

#### FIRST READING OF SENATE FILES.

The following Senate Files were read first time:

Substitute for S. F. No. 33, by Judiciary Committee, "A bill for an act to amend and re-enact Sections 8, 12 and 13 of Chapter 47, of the Session Laws of Wyoming Territory, passed by the Tenth Legislative Assembly, being an act to repeal and re-enact Chapter 1, of Title 40, of the Revised Statutes of Wyoming, relating to juries."

Referred to the Committee on Judiciary.

S. F. No. 39, by Mr. Craig, "A bill for an act prescribing additional duties for the Clerk of the Supreme Court and fixing his compensation."

Referred to Committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES.

The following report was received from the Committee on Engrossment:

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Engrossment beg leave to report that House Bills Nos. 61 and 80 have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

The Committee on Federal Relations reported as follows:  
Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Federal Relations, to whom was referred H. B. No. 92, beg leave to report as follows:

They recommend that in line 14, Section 4, of the printed bill, the words "one thousand" be stricken out and the words "five hundred" be substituted therefor, and that all of lines 20, 21, 22 and 23 be stricken out and that as amended the bill do pass.

L. R. DAVIS,  
Chairman.

The Committee on Corporations submitted the following reports:

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Corporations, to whom was referred H. B. No. 124, beg leave to report as follows:

We recommend it do pass.

JOHN SCOTT,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Corporations, to whom was referred H. B. No. 123, beg leave to report as follows:

We recommend it do pass.

JOHN SCOTT,  
Chairman.

Mr. Downey, on behalf of the Committee on Judiciary, submitted the following reports:

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred H. B. No. 76, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred S. F. No. 41, beg leave to report as follows:

That the same do not pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
S. F. No. 44, beg leave to report as follows:

That the same do pass with amendments attached.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
H. B. No. 110, beg leave to report as follows:

That we herewith return the same without recommenda-  
tion.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
H. B. No. 105, beg leave to report as follows:

That the same do not pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
H. B. No. 109, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
H. B. No. 75, beg leave to report as follows:

That title be amended and that as so amended the bill  
do pass. See amendment attached to bill.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
H. B. No. 55, beg leave to report as follows:

That the same do not pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred H. B. No. 99, beg leave to report as follows:

That the same be referred to the Committee of the Whole without recommendation as to its merits, and that the opinion of the Hon. Attorney General be obtained as to its constitutionality; also that the same be made special order of the day for Thursday, February 7, 1895, at 2 o'clock, p. m.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred H. B. No. 52, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred H. B. No. 87, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred substitute for S. F. No. 33, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred H. B. No. 98, beg leave to report as follows:

That the same do pass with amendment thereto attached.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Judiciary, to whom was referred S. F. No. 31, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
H. B. No. 83, beg leave to report as follows:

That the same do pass with amendment attached.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
H. B. No. 53, beg leave to report as follows:

That said bill do pass with amendment of title hereto  
attached.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
S. F. No. 28, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
S. F. No. 34, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
H. B. No. 48, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
H. B. No. 17, beg leave to report as follows:

That the same do not pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
H. B. No. 117, beg leave to report as follows:

That the same do not pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
S. F. No. 2, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred  
H. B. No. 64, beg leave to report as follows:

That the same do not pass.

S. W. DOWNEY,  
Chairman.

The Committee on Counties reported as follows:

Cheyenne, Wyo., February 4, 1895.

To the Hon. Speaker of the House:

Your Committee on Counties hereby return H. B. No. 118,  
with the recommendation that it do pass.

L. H. BROOKS,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

To the Hon. Speaker of the House:

Your Committee on Counties hereby return H. B. No. 127  
without recommendation.

L. H. BROOKS,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

To the Hon. Speaker of the House:

Your Committee on Counties hereby return H. B. No. 125  
with the recommendation that it do pass.

L. H. BROOKS,  
Chairman.

The following report was received from the Committee on  
Revenue:

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred H. B.  
No. 28, beg leave to report as follows:

We have had the same under consideration and recom-  
mend the following amendment: Amend Section 1, in line 6,  
of the printed copy, by striking out "three-fourths" and insert-  
ing in lieu thereof "one-half," and as amended we refer the

bill back to the House with the recommendation that it do pass.

GEO. W. FOX,  
Chairman.

The Conference Committee on H. B. No. 20, reported as follows:

Cheyenne, Wyo., February 2, 1895.

Hon. President of the Senate, and Speaker of the House:

Your Conference Committee, appointed to confer upon the differences between the Senate and House, in relation to House Bill No. 20, respectfully advise and recommend that all Senate amendments to said bill be adopted.

D. H. CRAIG,  
JOHN M'GILL,  
JOHN E. HIGGINS,  
A. D. KELLEY,

Committee.

There being no objection the report was received.

Senate amendment to H. B. No. 20, "An act regulating the jury system and providing that in all civil cases a verdict may be rendered upon the concurrence of three-fourths of the whole number of jurors," was adopted by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Higgins, Hills, Kelley, Knittle, Mahoney, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—29.

Noes—Messrs. Fox, Heward, Iredale—3.

Absent—Messrs. Jackson, Lobban, Minta, Parmenter, Van Orsdel—5.

And thereupon the Speaker announced that Senate amendments to H. B. No. 20 had been concurred in by a vote of a majority of all the members elected to the House.

#### BILLS ON SECOND READING.

The following bills were read a second time:

Substitute for H. B. No. 85, by Mr. Finch, "A bill for an act to provide for the building of a branch State Fish Hatchery near Sundance, in the County of Crook, and to appropriate necessary funds to establish and maintain the same."

Ordered engrossed for third reading.

H. B. No. 31, by Mr. Iredale, "A bill for an act changing the name of that institution heretofore known and designated as "The Wyoming State Miners' Hospital" so that it shall hereafter be known and designated as "The Wyoming General Hospital," and to appropriate the sum of eight thousand five hundred dollars for the purpose of paying such bills as have been contracted in the erection, construction and equipment

of the said hospital over and above the amount heretofore provided for such purposes; and to complete one wing of the said hospital, and to provide additional equipment therefor; and further to provide for the levy and collecting of a tax of one-sixth of one mill for the year 1895, and for each year thereafter as a maintenance fund to be used in the management, conduct and maintenance of the said hospital; and, further, to provide for the disposition of the revenues of the said hospital; and, further, to provide for the disposition of all such funds raised for the management, conduct and maintenance of the said hospital as are not necessary for that purpose."

By unanimous consent the title was amended by striking out the word "sixth" and inserting in lieu thereof the word "eighth."

Ordered engrossed for third reading.

H. B. No. 108, by Mr. Mahoney, "A bill for an act to prevent the killing of buffalo in the State of Wyoming, and to provide penalties for a violation of this act, and repealing all acts and parts of acts inconsistent with the provisions of this act."

Ordered engrossed for third reading.

H. B. No. 100, by Mr. Fox, "A bill for an act for refunding money which has been paid to the State for the lease of lands which are thereafter discovered not to belong to the State."

Ordered engrossed for third reading.

H. B. No. 73, by Mr. Higgins, "A bill for an act concerning the mileage to be charged by County Treasurers in the collection of delinquent taxes and for other purposes."

Ordered engrossed for third reading.

S. F. No. 21, by Mr. Hamlin, "A bill for an act providing that the District Courts shall always be open for the transaction of business."

Placed on file for third reading.

H. B. No. 93, by Mr. Chapman and Mr. Goodell, "A bill for an act providing for the compensation of County and precinct officers and regulating the fees to be charged and the disposition of the same and repealing former laws on this subject."

Laid on the table.

H. B. No. 34, by Mr. Downey, "An act appropriating the sum of twelve hundred dollars out of the State Treasury to reimburse M. N. Grant for expenses incurred while Auditor of the Territory of Wyoming."

Ordered engrossed for third reading.

The Speaker here announced that he was about to sign House Enrolled Act No. 10, "An act providing that the State officers be paid monthly."

There being no objection he proceeded to sign the same in the presence of the House.



## BILLS ON THIRD READING.

H. B. No. 61, by Mr. Hills, "A bill for an act providing for an appropriation to aid in teaching science of mining and metalurgy in the University of Wyoming, and to provide for free assays for all residents of the State of Wyoming."

Laid on the table.

H. B. No. 80, by Mr. Knittle, "An act creating a Board of Immigration, defining its duties, appropriating money for its use, and for other purposes."

By unanimous consent was amended by striking out the words "Legislative Assembly" and inserting in lieu thereof the word "legislative" in line 2, Section 2; and amended in line 6, Section 2, by inserting the words "and as may be furnished by County Immigration Boards," after the word "Wyoming," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Jredale, Jackson, Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—32.

Noes—0.

Absent—Messrs. Chapman, Hills, Lobban, Minta, Van Orsdel—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of the members elected to the House.

On motion of Mr. Kelley the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Mr. Black in the chair.

Upon arising, Mr. Speaker in the chair, the Committee made the following report:

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration House Bills Nos. 86 and 37, beg leave to report progress and ask leave to sit again.

P. J. BLACK,  
Chairman.

On motion a recess was taken until 2 o'clock p. m.

## AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

## FIRST READING OF BILLS.

The following bills were introduced and read first time:

H. B. No. 139, by Mr. Torrey and Mr. Banney, "A bill for an act to provide for proof of population of new counties about to be organized."

Referred to Committee on Counties.

H. B. No. 140, by Mr. Chapman, "A bill for an act amending and supplementing an act approved January 8, 1891, entitled 'An act creating and establishing a State Board of Charities and Reform and prescribing in part their duties, and repealing all acts and parts of acts inconsistent therewith.'"

Referred to Committee on Ways and Means.

H. B. No. 141, by Mr. Chapman, "A bill for an act concerning appropriations for the support and maintenance of the University of Wyoming and requiring an annual accounting of the expenditure of the same."

Referred to Committee on Ways and Means.

The following report was submitted by the special committee on H. B. No. 107, "A bill for the establishment and maintenance of a home for disabled soldiers, sailors and marines of the civil war, the Mexican war and the National Guards."

Mr. Speaker:

Your Special Committee, to whom was referred H. B. No. 107, beg leave to report as follows:

We recommend that the bill be amended as follows:

Amend the title by inserting the word "Wyoming" after the words "maintain the."

In Section 1, line 2, of printed bill, strike out the word "six" and insert in lieu thereof the word "five." In line 4 strike out the word "a" and insert in lieu thereof the words "the Wyoming." In line eight, strike out the words "and those dependent upon them" and insert in lieu thereof "who by reason of wounds, disease, old age or other infirmities are unable to earn their living and have no adequate means of support." Add to Section 1 the following: "Said commission shall have power to admit dependents of soldiers, sailors or disabled members of the National Guard, if after full examination of all the facts they shall deem it proper."

Amend Section 4, line 5, by adding after the word "compensation" "it shall be the duty of said commission to furnish medical attendance and medicine for all inmates of said home and to provide a place of burial and to bury deceased inmates, the expenses of which shall be paid out of the Soldiers' Home fund provided by this act." Add to the beginning of Section 4 "said commission shall have general supervision over said Home." Amend line 6 by striking out the word "day" and inserting in lieu thereof the word "Monday."

Amend Section 5, line 1, by striking out the words and figures "ten thousand (10,000)," and insert in lieu thereof the words "six thousand (6,000)."

Amend Section five, line 1, by striking out the words and figures "six thousand (6,000)" and inserting in lieu thereof the words and figures "three thousand five hundred (3,500)."

Add a new section hereto to be numbered Section 5. "Whenever the commission shall deem it necessary they shall have power to appoint a commandant and adjutant of said Home. The commandant shall hold the rank of Major of Infantry, Wyoming National Guard, and the Adjutant shall hold the rank of First Lieutenant of Infantry, Wyoming National Guard, both to be commissioned by the Governor, to hold office for the term of four years, or until their successors shall be appointed and qualified. The Commandant shall receive a salary as fixed by the commission, not to exceed seventy-five dollars per month and rations. The Adjutant shall receive a salary not to exceed fifty dollars per month and rations; Provided, That if the Adjutant shall be a member of the Home he shall receive a compensation not to exceed fifteen dollars per month."

Add a new section to be numbered 12, as follows:

"The State Treasurer is hereby directed to receipt to the Board of Managers of the National Home for disabled volunteer soldiers for such sum or sums of money as may from time to time be allowed as aid to the "Wyoming Soldiers' and Sailors Home," which said sum or sums of money are hereby appropriated for the Wyoming Soldiers' and Sailors' Home fund.

Add a new section to be numbered Section 13, as follows:

Section 13. The unexpended balance of such sum or sums of money as are received and appropriated by Section 12 of this act for the Wyoming Soldiers' and Sailors Home fund remaining in the treasury at the close of each fiscal year shall be continued to and is hereby annually appropriated for the same fund for the ensuing year."

That Section 5 be numbered Section 6, Section 6 be numbered Section 7, Section 7 be numbered Section 8, Section 8 be numbered Section 9, Section 9 be numbered Section 10, Section 10 be numbered Section 11, Section 11 be numbered Section 14, and as so amended that the bill do pass.

L. R. DAVIS,  
W. GOODELL,  
W. E. JACKSON,  
A. D. KELLEY,  
GEO. W. FOX.

Report of Special Committee on H. B. No. 7, was referred to the Committee of the Whole, and on motion, made special order for Tuesday, February 5, at 2 o'clock, p. m.

On motion of Mr. Downey, the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Mr. Black in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report that they have been duly considered and your committee recommend as follows:

That H. B. No. 86 be taken from the file and the substitute therefor adopted in lieu thereof, as introduced by Mr. Brown, and that said substitute do pass.

That H. B. No. 37 be amended as follows:

Amend Section 1 by inserting the words "sell, handle, give away," after the word "retail," in line 2 of said section.

Amend said section further by inserting the words "poisons of any kind," after the word "medicines" in line 3 of said section.

Amend Section 10 by inserting in line 2, the word "traveling" after the word "legitimate." Insert after the word "board" in line 4, the words "not to exceed one hundred dollars (\$100) per annum."

Amend Section 12 by striking out the word "five" in line 3, and insert the word "ten." In line 10, same section, strike out the words "two dollars" and insert the words "one-half."

Amend Section 14, line 9, by inserting the words "his own" before the word "account."

Amend Section 15 by striking out the words "and fifty," appearing in line 7:

Amend Section 17 by inserting the words "or selling," following the word "making" in line 22.

Strike out Section 19.

Amend Section 21 by striking out the word "three," appearing in line 8 and insert the word "six." Strike out the word "five" in line 4, and insert the word "two."

Amend, further, as recommended by the Sanitary Committee, Sections 2, 4, 8, 9, 11, 13, 17, 21, as reported by said committee.

Amend Section 22 by inserting the words "A or" before the letter "B" in line 11.

Also amend said section by inserting after the word "with" in line 12, the words "a red label on which shall be distinctly written or printed."

Insert as Section 24: The provisions of this act shall not apply to dealers in drugs and medicines in other than incorporated cities and towns.

Strike out Section 25 and insert in lieu thereof as such Section 25, the following: "All acts and parts of acts inconsistent with the provisions of this act are hereby repealed."

Amend by renumbering Sections from Section 18, of the

printed bill consecutively, and that as so amended the bill do pass.

That H. B. No. 40 be laid over for further consideration until Wednesday, February 6.

That H. B. No. 54 be amended in Section 1 to read as follows:

Section 1. For the purpose of encouraging the destruction of coyotes, and gray and black wolves, the following bounties shall hereafter be paid by the State of Wyoming in the manner hereinafter provided, viz: For each coyote so destroyed, one dollar, for each gray or black wolf so destroyed, three dollars; and that said H. B. No. 54 be laid over until tomorrow, for further consideration in Committee of the Whole.

P. J. BLACK,  
Chairman.

There being no objection offered the report was received.

The following reports were submitted by the Committee on Enrollment:

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No. 20 beg leave to report as follows:

That the same has been correctly enrolled as Enrolled Act No. 11 and is herewith returned.

W. J. HILLS,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred House Enrolled Acts Nos. 9 and 10 beg leave to report as follows:

That the same have been delivered to the Governor, taking his receipt therefor.

W. J. HILLS,  
Chairman.

On motion of Mr. Kelley it was voted that the House hold sessions on Wednesday, Thursday and Friday evenings of this week.

The Speaker here announced that he was about to sign House Enrolled Act No. 11, "An act regulating the jury system and providing that in all civil cases a verdict may be rendered upon the concurrence of three-fourths of the whole number of jurors."

There being no objection he proceeded to sign the same in the presence of the House.

The following communication was received from the Senate:

Cheyenne, Wyo., February 4, 1895.

Senate Chamber,

Hon. Speaker of the House:

Dear Sir—I have the honor to inform your Honorable Body that Mr. President has this day named Messrs Merrill and Cross, on the part of the Senate, as members of the Joint Committee to recommend amendments to the State Constitution, as provided by H. J. R. No. 6.

Respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 4, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the following bills this day passed the Senate:

S. F. No. 57 for "An Act prescribing the competency of witnesses in both civil and criminal cases."

Ayes, 16.

Noes—0.

Absent, 2.

S. F. No. 60, for "An Act to amend and re-enact Section 1190 of the Revised Statutes of Wyoming, relating to fees of notaries public."

Ayes, 15.

Noes—1.

Absent—2.

S. F. No. 61, for "An act to amend and re-enact Section 1661 of the Revised Statutes of Wyoming, relating to notaries public."

Ayes—16.

Noes—0.

Absent—2.

H. B. No. 35, for "An act authorizing the Board of County Commissioners of any County to build a court house and jail," etc., with amendments as indicated on the slips thereto attached.

Ayes—15.

Noes—0.

Absent—3.

H. B. No. 69, for "An act to amend Section 2237 of the Revised Statutes of Wyoming, relating to wills."

Ayes—15.

Noes—0.

Absent—3.

Said Senate Files Nos. 57, 60 and 61 are herewith transmitted for the consideration and action of the Honorable House; said House Bills Nos. 35 and 69 are herewith returned

and the concurrence of your Honorable Body in Senate amendments to H. B. No. 35 is respectfully requested.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

On motion substitute for H. B. No. 86, by Mr. Finch, "A bill for an act to amend and re-enact Section 126 of an act entitled, 'An act concerning elections, approved March 14, 1890, relating to voters who are unable to mark their ballots,'" was adopted.

On motion of Mr. Kelley House Bills Nos. 124 and 125 were made special order for Wednesday, March 6.

On motion the amendments recommended by the Committee of the Whole to House Bill No. 37 were adopted.

On motion the House adjourned.

M. C. BARROW,

Chief Clerk.

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## TWENTY-FIFTH DAY.

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Hall of the House of Representatives,

Cheyenne, Wyo., February 5, 1895.

House met at 10 o'clock a. m.

Mr. Speaker pro tem in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parminter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Mr. Minta.

On motion of Mr. Chapman, H. B. No. 8 was made special order for Wednesday, February 6, at 7:30, p. m.

H. B. No. 93 was taken from the table and re-referred to the Committee of the Whole, and House Bills Nos. 93, 94, substitutes for Nos. 94 and 40 and Nos. 117 and 131 made special order for Thursday, February 7, at 7:30 p. m.

## UNFINISHED BUSINESS.

H. B. No. 99, by Mr. Lobban, "An act to provide for the payment by the State of Wyoming of expenses incurred in

criminal cases wherein there are twenty or more defendants, when change of venue has been or may be hereafter taken upon the application of the defendants from the County where the alleged offense was committed and making appropriation for the same," was laid upon the table pending the opinion of the Attorney General as to the constitutionality of the bill.

H. B. No. 44, by Mr. Kelley, "A bill for an act giving power to the Board of Trustees of any school district to establish and maintain the kindergarten system of instructions in the public schools at which children between the ages of four and six years may receive such instructions." The Senate amendment thereto not being concurred in, on motion of Mr. Kelley the Speaker appointed a conference committee consisting of Messrs. Kelley and Goodell, to meet a like committee from the Senate, relative to an adjustment of the matter.

The following communication was received from His Excellency, the Governor:

Executive Office,  
Cheyenne, Wyo., February 5, 1895.

To the Hon. Speaker of the House:

I have the honor to inform you that I have this day approved and signed:

Enrolled Act No. 9, House, entitled, "An act providing that a printed copy of all bills introduced in the Legislature shall be mailed to each County Clerk.

Enrolled Act No. 10, House, entitled, "An act providing that all State officers shall be paid monthly.

W. A. RICHARDS,  
Governor.

H. B. No. 35, by Messrs. Alger, Brooks and Jackson, "A bill for an act authorizing the Board of County Commissioners of any County to build a court house and jail, to locate, receive by donation, or purchase a site therefor, and provide for the payment thereof by the issue of bonds, and sell any old building or property to be replaced," was amended by the Senate as follows:

Amend Section 4, lines 2 and 3; strike out the words "and redeemable at the pleasure of the County after five years from date."

Section 4, line 1, strike out the words "five hundred dollars each" and insert in lieu thereof the following: "Not less than one hundred dollars nor more than one thousand dollars each, in the discretion of the Board of County Commissioners."

Section 7, line 2, strike out the words "on the first day of January of each year." Line 3, strike out the words "bank in the city of New York" and insert in lieu thereof the words, "other place." Line 4 strike out the words, "at the option of the holder."

Which Senate amendments passed the House by the following vote:



Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Finch, Goodell, Gregory, Henry, Heward, Higgins, Kelley, Knittle, Mahoney, Parmenter, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—26.

Noes—0.

Absent—Messrs. Alger, Brown, Downey, Fox, Hertzog, Iredale, Jackson, Lobban, Minta, Platt—10.

Excused—Mr. Hills—1.

And thereupon the Speaker announced that Senate amendments to H. B. 35 had been passed by the vote of a majority of all the members elected to the House.

#### FIRST READING OF BILLS.

By unanimous consent the rules were suspended for the day, as to the reading of bills on first reading, and the Clerk was instructed to read by title only.

The following bills were introduced and read first time:

H. B. No. 142, by Mr. Barrett, "A bill for an act authorizing the examination of building and loan associations and providing for the control thereof, if insolvent or in unsatisfactory condition."

Referred to Committee on Corporations.

H. B. No. 143, by Mr. Barrett, "A bill for an act relating to the duty of State Examiner in the case of defalcation on the part of the State Treasurer, or the Treasurer of any County school district or municipal corporation, and providing for the suspension of such officer until such defalcation is satisfied."

Referred to Committee on Revenue.

H. B. No. 144, by Mr. Barrett, "A bill for an act providing for the withholding of the salary of the public officer who shall be delinquent or shall have failed to pay into the proper public treasury fees collected by such public officer."

Referred to Committee on Counties.

H. B. No. 145, by Mr. Kelley, "A bill for an act to incorporate cities of the first-class, and regulating their duties, powers and government."

Referred to a special committee, comprising Messrs. Kelley, Iredale, Hertzog.

H. B. No. 146, by Mr. Sullivan, "A bill for an act to provide for the establishment of a Board of Railroad Commissioners, and defining the duties of such board, and providing for the appointment of employes thereof, and defining the duties of such employes, and fixing their compensation and the manner in which the same shall be paid, and making an appropriation for the payment of salaries of such employes, and for the contingent expense of said board for the years 1895 and 1896."

Referred to Committee on Railroads.

H. B. No. 147, by Mr. Sullivan, "A bill for an act relating

to the taxation of the property and capital stock of domestic corporations."

Referred to Committee on Corporations.

H. B. No. 148, by Mr. Downey, "A bill for an act providing for the custody and treatment of insane criminals and those accused of crimes."

Referred to Committee on Buildings and Institutions.

H. B. No. 149, by Mr. Scott, "An act relating to the form of ballots and amending Section 104 of an act entitled, 'An act concerning elections and for other purposes,' approved March 14, 1890."

Referred to Committee on Elections.

H. B. No. 150, by Mr. Torrey and Mr. Ranney, "A bill for an act providing for additional clerical assistance in the Senate and House of Representatives."

Referred to Committee on Labor.

The following reports were submitted by the Committee on Enrollment:

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred Enrolled Act No. 11, beg leave to report as follows:

That the same has been signed by the President of the Hon. Senate and delivered to the Governor, taking his receipt therefor.

W. J. HILLS,  
Chairman.

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No. 69, beg leave to report as follows:

That the same has been correctly enrolled as Enrolled Act No. 12, and with the original, is herewith returned.

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign House Enrolled Act No. 12, "An act to amend Section 2237 of the Revised Statutes of Wyoming, relating to wills."

There being no objection offered he proceeded to sign the same in the presence of the House.

The Committee on Engrossment submitted the following report:

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 34, 31, 73, 85, 100 and 108, have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

The Committee on Revenue reported as follows:

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Revenue, to whom was referred Senate File No. 37, beg leave to report as follows:

We have had the same under consideration and suggest amendments as attached to the bill.

First, amending the title.

Second, by adding a new clause to Section 1, and with the proposed amendments we recommend the bill do pass.

GEO. W. FOX,  
Chairman.

Cheyenne, Wyo., February 4, 1895.

**Mr. Speaker:**

Your Committee on Revenue, to whom was referred H. B. No. 112, beg leave to report as follows:

We have had the same under consideration and report the same back to the House with the recommendation that it do pass.

GEO. W. FOX,  
Chairman.

The following reports were submitted by the Committee on Counties:

Cheyenne, Wyo., February 5, 1895.

To the Hon. Speaker of the House:

Your Committee on Counties hereby return H. B. No. 139, with the recommendation that it do pass.

L. H. BROOKS,  
Chairman.

Cheyenne, Wyo., February 5, 1895.

To the Hon. Speaker of the House:

Your Committee on Counties hereby return H. B. No. 131, with the recommendation that it do pass.

L. H. BROOKS,  
Chairman.

The following reports were submitted by the Committee on Lands and Irrigation:

Cheyenne, Wyo., February 5, 1895.

**Mr. Speaker:**

Your Committee on Lands and Irrigation, to whom was referred H. B. No. 116, beg leave to report as follows:

It is recommended that the bill do not pass.

J. A. VAN ORSDEL,  
Chairman.

Cheyenne, Wyo., February 5, 1895.

**Mr. Speaker:**

Your Committee on Lands and Irrigation, to whom was referred H. B. No. 114, beg leave to report as follows:

We return said bill to the house without recommendation.

J. A. VAN ORSDEL,  
Chairman.

The Committee on Live Stock reported as follows:

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Live Stock, to whom was referred H. Bs. Nos. 101, 103 and 113, beg leave to report as follows:

That they have duly considered the same and recommend that House Bill 101 do not pass; that House Bill 103 do not pass; that House Bill 113 do pass.

JOHN MAHONEY,  
Chairman.

Mr. Sullivan, on behalf of the Committee on Election submitted the following reports:

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Elections, to whom was referred H. B. No. 72, beg leave to report as follows:

We recommend that the bill do pass as amended. Amendments added to Section 27.

PATRICK SULLIVAN,  
Chairman.

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Elections, to whom was referred H. B. No. 111, beg leave to report as follows:

We return same without recommendation.

PATRICK SULLIVAN,  
Chairman.

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Elections, to whom was referred H. B. No. 121, beg leave to report as follows:

We recommend that the bill do pass.

PATRICK SULLIVAN,  
Chairman.

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Elections, to whom was referred H. B. No. 130, beg leave to report as follows:

That the bill do not pass.

PATRICK SULLIVAN,  
Chairman.

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Elections, to whom was referred H. B. No. 120, beg leave to report as follows:

We return the same without recommendation.

PATRICK SULLIVAN,  
Chairman.

The Committee on Education submitted the following reports:

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Education, to whom was referred H. B. No. 138, beg leave to report as follows:

That they recommend that the bill do pass.

WILLIAM GOODELL,  
Chairman.

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Education, to whom was referred H. B. No. 134, beg leave to report as follows:

That we recommend that the bill be not passed.

WILLIAM GOODELL,  
Chairman.

The following report was received from the Committee on Labor:

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Labor, to whom was referred H. B. No. 150, beg leave to report as follows:

That the bill do pass.

THOS. J. CLARKE,  
Chairman.

Mr. Jackson, on behalf of the Committee on Game and Fisheries, submitted the following reports:

House of Representatives,

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

The Committee on Game and Fisheries, to whom was referred House Bill No. 43, herewith reports the same back with amendments as follows:

Amend Section 2 of the printed bill by striking out the word "school" in line 4 of said section, and by inserting in lieu thereof the word "general."

Amend Section 9 of the printed bill, by striking out the word "sawdust" in line 4 of said section.

Amend Section 9, of the bill, by adding thereto the following proviso: Provided, further, that nothing in this act contained shall prevent the owner or owners of any quartz mill or reduction works in this State, now located or to be hereafter located upon any natural stream or lake from operating or working said quartz mill or reduction works, where the said owner or owners thereof shall build or cause to be built

a suitable dam to be used in connection with said quartz mill or reduction works, and which dam shall be so constructed as to prevent any tailings or substance from passing into the stream or lake which will destroy or drive away the fish or any number of them from said stream, lake or waters.

Strike out all of Section 14 of the bill and insert in lieu thereof the following: Section 14. It shall be unlawful to pursue, hunt or kill any deer, elk, moose, mountain sheep, mountain goat or antelope at any time except during the months of September, October and November in each year, during which months the males only of such animals may be killed or hunted under the conditions and restrictions imposed by this section. It shall be unlawful at any time whatever to kill or capture any of the above named animals mentioned in this section by means of any pit, pitfall or trap. Any person may during the period permitted and prescribed by this section, pursue, hunt and kill any of the males of the animals mentioned in this section for the purpose only of supplying himself with food, but not for speculative purposes or wantonly. In order to prevent more effectively the hunting and slaughter of the animals mentioned in this section for speculative purposes, it is hereby declared unlawful for any non-resident of this State to hunt, kill or pursue any of the male animals permitted by this section to be hunted, killed or pursued herein, without first having procured a license therefor so to do from a justice of the peace of the County wherein said animals are to be hunted. The justices of the peace of this State are hereby authorized to issue licenses upon the payment of

dollars for each license, which shall be good in their County. Such license shall permit such non-resident to pursue, hunt or kill any of the males of the animals mentioned in this section during the months of September, October and November of the current year for the purpose of supplying himself or his family with food during such period.

All monies collected for such licenses shall within thirty days after the receipt thereof be paid into the County Treasury for the benefit of the general fund of the County by the justice of the peace collecting the same and a copy of each County license granted shall be filed with the County Clerk of the County for which such license is granted, for the purpose of public inspection.

Any person violating any of the provisions of this section shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not exceeding one hundred dollars or to be imprisoned in the County jail for a period not exceeding three months, or may be punished by both such fine and imprisonment in the discretion of the Court before whom such offender is tried. Each act of pursuing, hunting or killing any of the animals mentioned in this section without a license by a non-resident shall be considered a distinct and

separate offense, and shall be punished accordingly. The several district courts of this State shall have original jurisdiction as well as justices of the peace of any violations of this section.

Insert a new section to be known as Section 15, to read as follows:

Section 15. It shall be unlawful at any time to capture or pursue for the purpose of capturing any of the animals mentioned in Section 14 of this act, of whatever age, for the purpose of selling or disposing of the same or of shipping the same out of the State, except by express permission in writing of the State Game and Fish Warden, and then only for the purpose of supplying public parks, zoological gardens or places of public amusements supported at public expense. Any person violating any of the provisions of this section shall be punished in the same manner and to the same extent as is prescribed for a violation of Section 14 of this act.

Re-number Sections 15 and 24 inclusive of the bill to stand as Sections 16 to 25 inclusive.

Strike out all of Section 22 of the bill from the beginning thereof to and including the word "resides" in line 7 of said section, as appears in printed bill, and insert in lieu thereof the following:

For the more certain detection and punishment of violators of this act, the Board of County Commissioners of any County, may, in their discretion, appoint a Game and Fish Warden for the County, who shall hold his office during the pleasure of the said board, and shall be subject to removal at any time. He shall receive such compensation as the Board of County Commissioners may determine, which shall be at a rate not to exceed three dollars per day for the time actually and necessarily employed by him in the discharge of his duties, and he shall be paid out of such fund as the said board may direct.

Strike out all of Section 25 of the bill.

Add a new section to stand as Section 26 of the bill to read as follows:

Sec. 26. The Fish Commissioner shall receive an annual salary of twelve hundred dollars, which shall include all services he shall render to the State or is charged with by law, including all services as Game and Fish Warden, and shall be in full of all compensation allowed to him and in lieu of all expenses except as is in this act provided, and he shall before entering upon the duties of his office, execute a bond to the State of Wyoming in the penal sum of three thousand dollars, conditioned for the faithful discharge of the duties of his office and the faithful application of all moneys coming into his hands in the manner prescribed by law, and his bond shall be approved by the Governor.

There is hereby appropriated out of any moneys in the

State Treasury, not otherwise appropriated, the sum of twelve hundred dollars per year for the salary of the Fish Commissioner, which shall be paid monthly, on the last day of each month, and the sum of three hundred dollars per year to pay the contingent expenses of his office, as herein provided.

Add a new section to the bill to be numbered Section 27 and to read as follows:

Sec. 27. An act for the protection of wild game and insectivorous birds, and repealing inconsistent acts, approved March 14, 1890, being Chapter 69 of the Session Laws of 1890, and Sections 9, 10, 11, 12, 13, 14, 16, 20, 21, 22 and 23 of an act to amend and re-enact Chapter 60 of the Session Laws of Wyoming, of eighteen hundred and ninety, for the propagation, distribution and protection of fish, approved January 10, 1891, being Chapter 69 of the Session Laws of 1890-91, be and the same are hereby repealed.

Your Committee further respectfully recommends that the bill, as amended, be passed.

W. E. JACKSON,  
Chairman.

Cheyenne, Wyo., February 5, 1895.

Mr. Speaker:

Your Committee on Game and Fisheries, to whom was referred H. B. No. 46, beg leave to report as follows:

We have had under consideration House Bill No. 46, and report same with recommendation that it be indefinitely postponed.

W. E. JACKSON,  
Chairman.

#### FIRST READING OF SENATE FILES.

The following bills were received from the Senate and read first time:

S. F. No. 57, by Mr. Cross, "A bill for an act prescribing the competency of witnesses in both civil and criminal cases."

Referred to Committee on Judiciary.

S. F. No. 60, by Mr. Abbott, "A bill for an act to amend and re-enact Section 1190 of the Revised Statutes of Wyoming, relating to the fees of Notaries Public."

Referred to Committee on Judiciary.

S. F. No. 61, by Mr. Abbott, "A bill for an act to amend and re-enact Section 1661 of the Revised Statutes of Wyoming, relating to Notaries Public."

Referred to Committee on Judiciary.

#### BILLS ON SECOND READING.

The following bills were read second time:

H. B. No. 37, by Mr. Parmenter, "A bill for an act regulating the practice of pharmacy, licensing persons to carry on



such practice and exempting them from jury duty, providing for the appointment and prescribing the powers and duties of a State Board of Pharmacists." The title was by unanimous consent amended by striking out the words "exempting them from jury duty," and the bill was ordered engrossed for third reading.

Substitute for H. B. No. 86, by Mr. Finch, "A bill for an act to amend and re-enact Section 126 of an act entitled 'An act concerning elections,' approved March 14, 1890,, relating to voters who are unable to mark their ballots."

Ordered engrossed for third reading.

#### BILLS ON THIRD READING.

The following bills were read a third time:

Substitute for H. B. No. 85, by Mr. Finch, "A bill for an act to provide for the building of a branch fish hatchery near Sundance, in the County of Crook and to appropriate necessary funds to establish and maintain the same," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Bristol, Brooks, Clark, Corson, Covert, Downey, Finch, Fox, Gregory, Henry, Hertzog, Heward, Iredale, Jackson, Knittle, Lobban, Mahoney, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—26.

Noes—Messrs. Black, Brown, Chapman, Goodell, Kelley, Parmenter, Platt—7.

Absent—Messrs. Davis, Higgins, Hills, Minta—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 100, by Mr. Fox, "A bill for an act refunding money which has been paid to the State for the lease of lands which are thereafter discovered not to belong to the State, and appropriating money therefor."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Brooks, Brown, Chapman, Clark, Corson, Covert, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Platt, Ranney, Scott, Van Orsdel, Williams, Mr. Speaker—30.

Noes—Mr. Sullivan—1.

Absent—Messrs. Bristol, Davis, Higgins, Hills, Minta, Parmenter—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 73, by Mr. Higgins, "A bill for an act concerning the mileage to be charged by County Treasurers in the

collection of delinquent taxes, and for other purposes," was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—32.

Noes—0.

Absent—Messrs. Davis, Higgins, Hills, Minta, Parmenter—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 31, by Mr. Iredale, "A bill for an act changing the name of that institution heretofore known and designated as the 'Wyoming State Miners' Hospital,' so that it shall hereafter be known and designated as 'The Wyoming General Hospital,' and to appropriate the sum of eight thousand five hundred dollars for the purpose of paying such bills as have been contracted in the erection, construction and equipment of the said hospital over and above the amount heretofore provided for such purposes; and to complete one wing of the said hospital, and to provide additional equipment therefor, and, further, to provide for the levy and collecting of a tax of one-eighth of one mill for the year 1895, and for each year thereafter as a maintenance fund to be used in the management, conduct and maintenance of the said hospital; and, further, to provide for the disposition of the revenues of the said hospital, and, further, to provide for the disposition of all such funds raised for the management, conduct and maintenance of the said hospital as are not necessary for that purpose," was read a third time and placed upon its final passage.

The result of the vote by ayes and nays on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Platt, Ranney, Scott, Van Orsdel, Williams, Mr. Speaker—32.

Noes—Mr. Sullivan—1.

Absent—Messrs. Higgins, Hills, Parmenter, Minta—4.

And thereupon the speaker announced that the bill had been passed by the vote of a majority of all the members elected to the house.

H. B. No. 34, "An act appropriating the sum of twelve hundred dollars out of the State Treasury to reimburse M. N. Grant for expenses incurred while auditor of the Territory of

Wyoming," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Iredale, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—29.

Noes—Messrs. Black, Brown, Heward, Jackson—4.

Absent—Messrs. Clark, Higgins, Hills, Minta—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 108, by Mr. Mahoney, "A Bill for an Act to prevent the killing of buffalo in the State of Wyoming, and to provide penalties for a violation of this act, and repealing all acts and parts of acts inconsistent with the provisions of this Act," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Clark, Corson, Davis, Downey, Finch, Fox, Goodell, Gregory, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Mr. Speaker—31.

Noes—0.

Absent—Messrs. Chapman, Covert, Henry, Minta, Van Orsdel, Williams—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. F. No. 21, by Mr. Hamlin, "A Bill for an Act providing that the district courts shall always be open for the transaction of business," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—35.

Noes—0.

Absent—Messrs. Lobban, Minta—2.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 99, by Mr. Downey, "A Bill for an Act prescribing

fees to be paid by corporations," by unanimous consent was made special order for Thursday, February 7, at 2 o'clock p. m.

On motion a recess was taken until 2 o'clock p. m.

AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

On motion of Mr. Kelley the House resolved itself in Committee of the Whole for consideration of H. B. No. 107.

Mr. Brown in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., Feb. 5, 1895.

Mr. Speaker:

Your Committee of the Whole having had under consideration H. B. No. 107, beg leave to report that the same has been duly considered and your committee recommend as follows:

That H. B. No. 107 be amended as follows: "Strike out in line 1, section 5, the words and figures 'ten thousand (10,000),' and insert in lieu thereof 'seven thousand five hundred (7,500),' strike out in line 5, same section, the words and figures 'six thousand (6,000),' and insert in lieu thereof 'five thousand (5,000),' strike out the words 'erection of' in lines 3 and 4, of section 5. Amend section 2 by striking out all said section and including the word 'qualified,' and substituting therefor the words 'said commissioners shall be appointed for a term of four years, or until their successors shall be appointed and qualified;' that it be further amended in sections 1 and 4 as recommended by the special committee to whom said bill was referred, and that the new sections submitted, being sections 12 and 13, and the renumbering of Sections 5 to 14, inclusive, as recommended by such committee, be adopted, and that as so amended the bill do pass.

EZRA BROWN,  
Chairman.

On motion of Mr. Davis the amendments were adopted.

On motion of Mr. Davis the rules were suspended by the following vote.

Ayes, 28; noes, 0; absent, 9.

H. B. No. 107, by Mr. Davis, "A Bill for the establishment and maintenance of a home for disabled soldiers, sailors and marines of the civil war, the Mexican war, and of the National Guard," under suspension of the rules was read a second time and ordered engrossed for third reading.

The following communication was received from the Senate:

Cheyenne, Feb. 5, 1895.

To the Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that

the following entitled bills were this day introduced in the Senate:

S. F. No. 67, by Mr. Woodruff, for "An Act to repeal chapter 20 of the Session Laws of the State of Wyoming for the year 1893, entitled 'An Act ceding to the United States jurisdiction over certain military posts and lands, and the Shoshone Indian reservation.'"

S. F. No. 68, by Mr. Ludvigsen, "A Bill for an act to amend and re-enact section 3776 of the Revised Statutes of Wyoming, as the same is amended and re-enacted by Section 2 of Chapter 36 of the Session Laws of the State of Wyoming for the years 1890-91, approved January 8, 1891, relating to the taxation of property."

S. F. No. 69, by Mr. Merrill, "A Bill for an Act to incorporate cities of the first class and regulating their duties, powers and government."

S. F. No. 70, by Mr. Ludvigsen, "A Bill for an Act for the protection of fish and game."

S. F. No. 71, by Mr. Hanson, "A Bill for an Act to allow county and prosecuting attorneys their necessary expenses in certain cases."

S. F. No. 72, "A Bill for an Act to abolish school district No. 20, in Uinta county, and for disposing of the funds now to the credit of said district."

Also Joint Memorial No. 1, Senate, "memorializing Congress to allow and pay to the State the amount of money realized by the United States from sale of sections 16 and 36, which are sold by the government as coal lands."

Very respectfully,

J. O. ARGESHEIMER,

Chief Clerk.

H. B. No. 151, by Mr. Hills, "A bill for an act for the redemption of real property sold under any proceeding authorized by law," was introduced, read first time and referred to Committee on Judiciary."

By unanimous consent a printed copy of H. B. No. 94 was ordered to be used in lieu of the original bill.

On motion of Mr. Brooks the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Mr. Knittle in the chair.

Upon arising, Mr. Speaker in the chair, the committee reported as follows:

Cheyenne, Wyo., Feb. 5, 1895.

Mr. Speaker:

Your committee of the whole having had under consideration bills on the general file beg leave to report that the same have been duly considered and your committee recommends as follows:

That H. B. No. 54 be amended in accordance with the

recommendations of the committee of the whole of yesterday, relating to section 1, also further amended by adding the following proviso to section 1: "Provided, that the Board of County Commissioners of any County in this State may, in their discretion, by resolution or order entered of record in the proceedings of the board, offer a County bounty, to be paid out of the County funds, in addition to the State bounty provided for in this act, for the destruction of such predatory wild animals for which a State bounty shall be paid, and such order or resolution of the County board shall designate the amount of the County bounty to be paid in addition to the State bounty, which shall in no case exceed the State bounty herein provided for the destruction of any predatory wild animal." Strike out after word "to" in section 2, line 2, the words "some county clerk of this state," and insert "the county clerk of the county in which said animals were killed."

Amend section 3, line 3, by striking out the words "cut off" and insert in lieu thereof the words "make a punch mark in."

Amend Section 3, line 5, by striking out the words "cut off" and insert in lieu thereof the word "punched."

Further amend sections Nos. 4, 5, 6 and 7 by striking out as follows: All of line 3, section 4, following the word "paws," and all of line 4, same section; the words "and paws" in line 1, section 5; the words "express or registered" and all of line 2, section 5, following the word "mail," and all of line 3; the words "and the paws" in line 1, section 6; all of line 3 following the word "papers;" all of line 4 to and including the word "clerk;" all of line 5 after the word "act;" all of line 6; the words "or that the" in line 2, section 7; all of line 3 and all of line 4 to and including the word "affidavit."

Further amend section 4 by striking out the words "cutting off" and inserting the word "punching;" strike out the word "such" in line 1, section 5, and insert the words "the state." Strike out all of section 8. All of which amendments are made with reference to the bill as printed. Further recommend that a special committee, one from each County, be appointed by the Speaker to take this matter under consideration to investigate the amount of appropriations actually required and formulate a bill, if it can be done, not to increase the limit of taxation, as provided in the constitution, and that such committee be instructed to report to the House not later than Friday evening, February 8th, the bill to be taken up in Committee of the Whole.

That H. B. No. 59 be amended by striking out sections 6 and 8 and inserting in lieu thereof the following, as recommended by the committee on judiciary:

"Section 6. Any justice of the peace of any county in which any of the offenses defined in this act is committed, may upon his own knowledge, or upon the oath of any compe-

tent person, issue a warrant to any proper officer of his county, for the arrest of any person charged with such offense, and upon the arrest of such person, the justice of the peace before whom such person is brought for trial, shall have jurisdiction to hear and determine the cause, and if he find the accused guilty, shall assess the fine or fix the term of imprisonment, or both; provided the accused may have a trial by jury, and if the jury shall find the accused guilty, they shall assess and state the amount of the fine or the term of imprisonment, or both; upon which, the justice of the peace before whom the trial shall be had, shall give judgment accordingly, and proceed to collect such fine and costs of trial; and when such fine shall be collected, the same shall be paid to the treasurer of the county, who shall give his receipt therefor, which said receipt shall be filed with the justice of the peace; said fine to be credited to the County School fund for the benefit of the public school fund of the county; provided, that when a society shall be organized and incorporated for the the prevention of cruelty to children, known as the Wyoming Humane Society, that from said time of incorporation, all fines assessed under the provisions of this act shall be turned over to the treasurer of said humane society."

Sec. 8. The District Court of any County, when it appears that a minor under the age of fourteen years, resident therein, is without a guardian and is entirely abandoned, or is treated with gross and habitual cruelty, by the parents of such child, or one of them, or by any other person or persons having the custody of such child or is illegally deprived of liberty, may appoint a guardian for such child, for such period as may seem fit.

If there shall be in existence and incorporated, any society for the humane care of children, known as the Wyoming Humane Society, or by any other name, the court may designate any such society as guardian of any such child, if it is deemed advisable.

The court shall have authority, at any time to revoke any such appointment, and make new appointments.

Further amend the printed bill by inserting at the beginning of line 2, Section 4, the words "spiritous liquors or tobacco." Strike out the word "county" in Section 9, line 4, and insert in lieu thereof the word "district."

Strike out Section 10; all of which amendments are made with reference to the printed bill. And that as so amended the bill do pass.

That H. B. No. 102, do pass.

That H. B. No. 104 be amended in accordance with the recommendation of the Committee on Corporations, and that as so amended the bill do pass.

R. H. KNITTLE,  
Chairman.

There being no objection offered the report was received.  
The Speaker appointed the following committee for consideration of H. B. No. 54, as recommended by the Committee of the Whole:

Albany County—Mr. Fox.  
Carbon County—Mr. Mahoney.  
Converse County—Mr. Higgins.  
Crook County—Mr. Finch.  
Fremont—Mr. Ranney.  
Johnson County—Mr. Henry.  
Laramie County—Mr. Kelley.  
Natrona County—Mr. Sullivan.  
Sheridan County—Mr. Brooks.  
Sweetwater County—Mr. Iredale.  
Uinta County—Mr. Brown.  
Weston County—Mr. Davis.

On motion of Mr. Kelley the amendments to House Bills Nos. 54, 59 and 104, recommended by the Committee of the Whole were adopted.

On motion the House adjourned.

**M. C. BARROW,**  
Chief Clerk.

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## TWENTY-SIXTH DAY.

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Cheyenne, Wyo., February 6, 1895.

Hall of the House of Representatives,

House met at 10 o'clock a. m.

Mr. Speaker in the Chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Mr. Minta.

Prayer by the chaplain.

Journal of previous day's session read and approved.

## BILLS ON FIRST READING.

By unanimous consent the rules were suspended in refer-



ence to first reading of bills and the Clerk instructed to read by title only.

The following bills were introduced and read first time:

H. B. No. 152, by Mr. Allen, "A bill for an act to define trusts, and to provide for penalties and punishment of corporations, firms and associations of persons connected with them, and to promote competition in the State of Wyoming."

Referred to Committee on Judiciary.

H. B. No. 153, by Mr. Scott, "A bill for an act concerning a revision of the Revenue Laws of the State."

Referred to Committee on Revenue.

H. B. No. 154, by Mr. Scott, "A bill for an act concerning the attendance of witnesses at hearings before the State Board of Control."

Referred to Committee on Judiciary.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, Wyo., February 5, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the Senate this day consented to a conference on H. B. No. 44, Mr. President has named Messrs. Abbott and Merrill, on the part of the Senate, as members of such conference committee.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 5, 1895.

Hon. Speaker of the House.

Sir—I have the honor to inform your Honorable Body that the Senate this day passed the following entitled bills:

H. B. No. 88, for "An act to provide for the re-recording of every brand or mark upon cattle, sheep, hogs or other live stock," etc.

Ayes—16.

Noes—1.

Absent—1.

H. B. No. 90, for "An act to enlarge the powers of incorporated towns in this State by granting them authority to grant franchises and make contracts for telephone service and for the purpose of lighting the streets and public buildings with electricity or gas," etc.

Ayes—17.

Noes—0.

Absent—1.

Also that the Senate this day indefinitely postponed further consideration of the following entitled bills:

H. B. No. 12, for "An act concerning municipal corpora-

tions, regulating the assessment of property, the equalization, payment and collection of taxes, and the custody of funds of incorporated cities and towns."

H. B. No. 97, for "An act prescribing fees to be paid by corporations."

Also, that H. B. No. 63, for "An act creating the office of State Geologist, and regulating the compensation, duties and contingent expenses thereof, and repealing former laws on that subject," failed to pass the Senate, the vote thereon being:

Ayes—7.

Noes—10.

Absent—1.

Said House Bills Nos. 88, 90, 12, 97 and 63 are herewith returned to your Honorable Body.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

#### BILLS ON SECOND READING.

The following bills were read a second time:

H. B. No. 59, by Mr. Downey, "A bill for an act to prevent and punish wrongs to children."

Ordered engrossed for third reading.

H. B. No. 102, by Mr. Brooks, "A bill for an act relating to banking associations, savings associations and loan and trust companies, and further regulating such associations and corporations and the organization thereof."

Ordered engrossed for third reading.

H. B. No. 104, by Mr. Iredale, by request, "A bill for an act to amend and re-enact Section fourteen hundred and forty-two, (1442), and to repeal Section fourteen hundred and fifty-five (1455), of the Revised Statutes of Wyoming, concerning liquor licenses and penalties."

Ordered engrossed for third reading.

#### BILLS ON THIRD READING AND FINAL PASSAGE.

The following bills were read a third time:

H. B. No. 37, by Mr. Parmenter, "A bill for an act regulating the practice of pharmacy, licensing persons to carry on such practice, and providing for the appointment and prescribing the powers and duties of a State Board of Pharmacists," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Clark, Corson, Covert, Davis, Fox, Goodell, Gregory, Henry, Heward, Higgins, Hills, Iredale, Kelley,

Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—29.

Noes—Messrs. Downey, Finch, Hertzog, Jackson—4.

Absent—Messrs. Chapman, Lobban, Minta, Van Orsdel—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

Substitute for H. B. No. 86, by Mr. Brown, "A bill for an act to amend and re-enact Section 126 of an act entitled, 'An act concerning elections,' approved March 14, 1890, relating to voters who are unable to mark their ballots," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—33.

Noes—0.

Absent—Messrs. Chapman, Minta, Parmenter, Van Orsdel—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 107, by Mr. Davis, "A bill for an act to establish and maintain the Wyoming Soldiers' and Sailors' Home," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brown, Chapman, Clark, Corson, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—34.

Noes—0.

Absent—Messrs. Brooks, Minta, Parmenter—3.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

#### REPORTS FROM STANDING COMMITTEES.

The following reports were submitted by the Committee on Enrollment:

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee on Enrollment to whom was referred H. B. No. 35, beg leave to report as follows:

That the same has been correctly enrolled as Enrolled Act No. 13, and is herewith returned.

W. J. HILLS,  
Chairman.

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred Enrolled Act No. 12, beg leave to report as follows:

That the same has been signed by the President of the Hon. Senate and delivered to the Governor, taking his receipt therefor.

W. J. HILLS,  
Chairman.

The Committee on Engrossment reported as follows:

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bill No. 107 has been duly and properly engrossed and is hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 37 and 38 have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

The Speaker here announced that he was about to sign House Enrolled Act No. 13, "An act authorizing the Board of County Commissioners of any County to build a court house and jail, to locate, receive by donation or purchase, a site therefor, and provide for the payment thereof by the issue of bonds, and sell any old building or property to be replaced."

And there being no objection offered he proceeded to sign the same in the presence of the House.

On motion the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Mr. Corson in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report that the same have been duly considered and your committee recommend as follows:

That H. B. No. 106 do pass.

That S. F. No. 8 be amended in accordance with the recommendation of the Committee on Agriculture, and that as so amended the bill do pass.

That H. B. No. 150 do pass.

SAMUEL CORSON,  
Chairman.

There being no objection the report was received.

The amendments recommended by the Committee on Agriculture to S. F. No. 8 were unanimously adopted.

By unanimous consent the rules were suspended for consideration of H. B. No. 150. )

On motion of Mr. Goodell, H. B. No. 150 was read a second time, considered engrossed and filed for third reading.

On motion a recess was taken until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

The following communication was received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 6, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following entitled bills were this day introduced in the Senate:

S. F. No. 73, by Mr. Ludvigsen, for "An act regulating the charges of sleeping car companies in Wyoming."

Very Respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

#### BILLS ON FIRST READING.

The following bills were introduced and read first time:

H. B. No. 155, by Mr. Torrey and Mr. Ranney, "A bill for an act to submit to the qualified electors of the State of Wyoming at the next general election, an amendment to Section 3, of Article 16 of the Constitution of the State of Wyoming, relating to County and municipal indebtedness."

Referred to Joint Committee on Constitutional Amendments.

H. B. No. 156, by Mr. Torrey and Mr. Ranney, "A bill for an act to prevent Jersey bulls and grade Jersey bulls from running at large; to provide their castration, and to fix penalties for the violation of this act."

Referred to Committee on Live Stock.

H. B. No. 157, by Mr. Finch, "A bill for an act to encourage the manufacture of sugar from sugar beets in this

State by exempting from taxation for a period of ten years all property necessary for such purposes."

Referred to Committee on Agriculture.

H. B. No. 158, by Mr. Hills, "A bill for an act to amend and re-enact Section 686, Chapter 4, of the Revised Statutes of Wyoming, relating to County libraries."

Referred to Committee on Education.

Under suspension of the rules H. B. No. 150, "A bill for an act providing for additional clerical assistance in the Senate and House of Representatives," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mohoney, Platt, Scott, Sullivan, Williams, Mr. Speaker—33.

Noes—0.

Absent—Messrs. Minta, Parmenter, Ranney, Van Orsdel—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

The following reports were submitted by the Committee on Enrollment:

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No. 90, beg leave to report as follows:

That the same is herewith returned correctly enrolled as Enrolled Act No. 15.

W. J. HILLS,  
Chairman.

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No. 88, beg leave to report as follows:

That the same has been correctly enrolled as Enrolled Act No. 14, and is herewith returned.

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 14, "An act to provide for the re-recording of every brand, or mark, upon cattle, sheep, hogs or other live stock, and regulating the making of such record and fixing the fee therefor; and repealing all acts and parts of acts inconsistent with the provisions of this act."

House Enrolled Act No. 15, "An act to enlarge the powers of incorporated towns in the State of Wyoming."

There being no objection offered, he signed the same in the presence of the House.

The Committee on Revenue reported as follows:

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred H. B. No. 143, beg leave to report as follows:

We have examined the bill and refer the same to the Committee of the Whole without recommendation.

GEO. W. FOX,  
Chairman.

On motion of Mr. Kelley, the House resolved itself into Committee of the Whole for consideration of House Bills Nos. 124 and 125.

Mr. Clark in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration House Bills Nos. 124 and 125, beg leave to report that the same have been duly considered and your committee recommend as follows:

That H. B. No. 124 be amended by inserting in Section 1, line 3, after the word "bond" the words "on its behalf."

Amend Section 2 by inserting after the word "bond" in line 3, the words "on its behalf." Also add at the end of Section 2, the following: "Provided, that no officer or stockholder of any bank on whose behalf a bond is given shall be one of the bondsmen."

Strike out Section 3 and insert in lieu thereof the following: "Sec. 3. The rate of interest shall be two and one-half per cent per annum on open account to be computed on the average daily balance of such deposits when such average exceeds one thousand dollars, and at the end of every three months shall be added to such deposit. The rate of interest on time deposits for not less than three months shall be at the rate of five per cent per annum, and shall be added to the principal sum at the end of every three months."

Amend Section 4, by striking out of line 5, the word "by" and inserting in lieu thereof the words "on behalf of." And that as so amended the bill do pass.

That H. B. No. 125 be amended as follows:

Insert in line 2, Section 1, following the word "county," the words "and State Examiner."

In Section 1, line 2, after the word "bond," insert the following "on its behalf."

Amend Section 2 by inserting in line 3, following the word "bond," the words "on its behalf."

Add at the end of Section 2, the following: "Provided, that no officer or stockholder of any bank on whose behalf a bond is given shall be one of the bondsmen." Insert in Section 2, line 11, after the word "county," the words "and the State Examiner."

Strike out Section 3 and insert in lieu thereof the following: "Section 3. The rate of interest shall be two and one-half per cent per annum on open account to be computed on the average daily balances of such deposits when such average exceeds fifteen hundred dollars, and at the end of every three months shall be added to such deposit. The rate of interest on time deposits for not less than three months shall be at the rate of five per cent per annum, and shall be added to the principal sum at the end of every three months."

Amend Section 4 by striking out the word "by" in line 4 and inserting in lieu thereof the words "on behalf of."

Amend Section 5 by inserting in line 1, after the word "commissioners" the words "or State Examiner." And that as so amended the bill do pass.

THOS. J. CLARKE,  
Chairman.

There being no objection, the report was received:

On motion the amendments recommended by the Committee of the Whole to House Bill No. 124, were adopted.

On motion the amendments recommended by the Committee of the Whole to House Bill 125 were adopted.

On motion of Mr. Hills, the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Upon arising the committee reported as follows:

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report that the same have been duly considered and your committee recommend as follows:

That H. B. No. 95 be amended in accordance with the recommendations of the Committee on Bridges and Highways; further amend the bill by adding to Section 37, of the printed bill, the following:

When five or more resident tax payers shall petition the County Commissioners, setting forth that any road in such County is out of and needs immediate repair, it shall be the duty of the County Commissioners to investigate or cause to be investigated by the Supervisor of Roads the condition of such road and if the same be found to be out of and in need of repair, such commissioners shall require such road to be immediately placed in good and passable repair in the manner



hereinbefore provided. And the provisions of this Section shall apply as well to any bridge or culvert in said County as to any road therein.

Amend Section 44 by inserting the words "County or" after the word "the" in line 3.

Amend Section 50 by inserting the word "thirty" in line 3, following the word "within."

Add a new section to be numbered Section 55, to read as follows:

Sec. 55. Any person, company, corporation or association of persons, constructing, operating, or maintaining in whole or in part, either as owner, agent, occupant or appropriator, any ditch, canal or water-course, not being a natural stream, for irrigation or for any other and different purpose, shall put in, construct, maintain and keep in repair at his, her, its or their expense, where the same crosses any public highway or publicly traveled road, a good substantial bridge, not less than fourteen feet in width; over such ditch, canal or water course where the same crosses such road. Any violation of the provisions of this section shall be a misdemeanor and upon conviction thereof, the persons so offending shall pay a fine in any sum not exceeding one hundred dollars for each day such ditch, canal or water-course shall be unbridged, insufficiently bridged, or permitted to remain out of repair.

Renumber Sections 55 to 66, to correspond to this amendment.

Amend Section 63 of the bill by inserting after "1891," in line 8, as it appears in the printed bill, the following words:

"And Section thirteen hundred and twenty-five of the Revised Statutes of Wyoming." And that as so amended the bill do pass.

That H. B. No. 139 do pass.

That S. F. No. 46 do pass.

That S. F. No. 22 be amended in title as recommended by the Committee on Judiciary, and that as so amended the bill do pass.

That House Memorial No. 1 do pass.

That House Memorial No. 2 do pass.

That amendments to House Rules, as recommended by the committee be adopted.

W. E. JACKSON.

Chairman.

There being no objection the report was received.

On motion the amendments recommended by the Committee of the Whole to H. B. No. 95 were adopted.

On motion the amendments recommended by the Committee of the Whole to S. F. No. 22 were adopted.

The amendments recommended by the Committee of the Whole to the report of the Committee on Rules were adopted.

The following communications were received from the Senate:

Senate Chamber,  
Cheyenne, Wyo., February 6, 1895.

Hon. Speaker of the House.

Sir—I have the honor to inform your Honorable Body that the following entitled bills this day passed the Senate:

S. F. No. 52, for "An act concerning conveyances and providing for the cancellation and discharge of mortgages and deeds of trust."

Ayes—17.

Noes—0.

Absent—1.

S. F. No. 63, for "An act to amend and re-enact Section 1, of Chapter 55, of the Laws of Wyoming, passed by the First State Legislature and approved January 10, 1891, relating to the classification of Counties."

Ayes—17.

Noes—0.

Absent—1.

S. F. No. 62, for "An act to amend and re-enact Section 2347 of the Revised Statutes of Wyoming, relating to special duties of certain officers."

Ayes—17.

Noes—0.

Excused—1.

Said Senate Files Nos. 52, 62 and 63 are herewith inclosed for the consideration and action of your Honorable Body.

Very Respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

#### SENATE FILES ON FIRST READING.

The following Senate Files were received and read first time:

S. F. No. 52, by Mr. Ludvigsen, "A bill for an act concerning conveyances and providing for the cancellation and discharge of mortgages and deeds of trust."

Referred to Committee on Judiciary.

S. F. No. 62, by Mr. Miller, "A bill for an act to amend and re-enact Section 2347 of the Revised Statutes of Wyoming, relating to special duties of certain officers."

Referred to Committee on Counties.

S. F. No. 63, by Mr. Verbryck, "A bill for an act to amend and re-enact Section 1 of Chapter 55 of the Laws of the State of Wyoming, passed by the First State Legislature and approved January 10, 1891, relating to the classification of Counties."

Referred to Committee on Counties.

On motion of Mr. Van Orsdel, H. B. No. 8, was made special order for 11 o'clock a. m., to morrow, February 7, and made a continuing order in Committee of the Whole until disposed of, subject to the special order for H. B. No. 99 at 2 o'clock, p. m., same date.

By unanimous consent H. B. No. 28 was made special order for tomorrow, February 7, immediately after the reading of the Journal.

On motion a recess was taken until 7:30 o'clock p. m.

#### EVENING SESSION.

House called to order at 7:30 p. m.

Mr. Speaker in the chair.

#### REPORTS FROM STANDING COMMITTEES.

The following reports were submitted by the Committee on Buildings and Institutions:

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee on Buildings and Institutions, to whom was referred H. B. No. 128, beg leave to report as follows:

That the same do pass.

JOHN E. HIGGINS,  
Chairman.

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee on Buildings and Institutions, to whom was referred H. B. No. 148, beg leave to report as follows:

That the bill do pass.

JOHN E. HIGGINS,  
Chairman.

The Committee on Education submitted the following report:

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee on Education, to whom was referred H. B. No. 2, beg leave to report as follows:

That they recommend the following amendments:

(Reference is had to the printed bill in the matter of lines, paragraphs and sections).

That Section 1 be amended as follows:

Strike out the word "elected" in line 1 and insert in lieu thereof the word "chosen."

Strike out the word "voters" in line 1 and insert in lieu thereof the word "electors."

Add after the period in line 4 the following:

"Provided that hereafter no person shall be eligible to the office of State Superintendent of Public Instruction who does

not possess a diploma from a college legally empowered to grant literary degrees, a State certificate issued according to law, or a first grade certificate from a County Superintendent in this State."

That Section 4 be amended as follows:

That all of line 3, except the first word "State," lines 4, 5, 6, 7, 8, 9 and 10, and the word "methods" in line 11 be stricken out.

Strike out the words "and provide" in line 16 and insert the word "such."

Insert in line 16 after the word "study," the words "as may be determined by the State Board of Education."

Insert in line 18, after the word "study," the words "as determined by the State Board of Education."

Strike out in line 23 the words "from year to year" and insert the word "quarterly" in lieu thereof.

Strike out the last word "To" in line 26, all of line 27 and line 28 to and including the word "also."

Strike out the word "such" in line 29, and insert the word "school" in lieu thereof.

Strike out all of line 43 after the word "State," all of line 44 and all of line 45 to and including the word "therewith" and insert the words "and properly distribute them."

Strike out line 49 after the word "study" and line 50 to and including the word "books."

Insert in line 52, after the word "of" the word "each."

Strike out in line 58 the first word "of" and insert the word "from."

Strike out all of line 59 after the word "until" and line 60 to and including the word "delinquent" and insert the words "said reports and returns have been properly made."

Strike out in line 66 the word "such" and insert the word "the," and insert after the word "person" the words "procuring the same."

Strike out all of line 67, after the word "words" and all of line 68 and the words "of the same" in line 69.

Strike out all of line 71 after the word "State," all of line 72 and all of line 73.

Strike out all of line 76 after the word "condition."

Strike out all of line 89 after the word "county," all of line 90 and all of line 91.

Strike out all of line 95 and line 96 to and including the word "department."

Strike out all of line 98 after the word "make" and all of lines 99, 100, 101 and 102.

That the remaining paragraphs be numbered in order.

That Section 5 be amended as follows:

Strike out lines 8, 9 and 10.

That Section 7 be amended as follows:

Strike out in line 1 the words "The Governor of the State."

Insert in line 2, after the word "instruction" the words "the Secretary of State and."

Strike out all of line 2, after the word "University," all of line 3 and line 4 to and including the word "population."

Strike out in line 5 the words "The Governor of the State" and insert in lieu thereof the words "The Secretary of State."

Strike out all of line 5, after the word "Board" and line 6 to and including the word "pro tempore."

That Section 8 be amended as follows:

Strike out all of line 5 after the word "Board."

That Section 9 be amended as follows:

Strike out in line 4 the words "for the government of the public schools."

That Section 10 be amended as follows:

Strike out the words "from time to time as the number of applicants may require" in lines 1 and 2, and insert in lieu thereof the words "at least once each year."

In line 3 strike out the word "two" and insert the word "five" in lieu thereof.

In line 15 strike out the word "license" and insert in lieu thereof the word "certificate" in two places.

Strike out all of Section 10 following the word "similar" in line 15.

That Section 11 be amended as follows:

Strike out lines 1, 2, 3, 4, 5, 6 and all of line 7 to and including the word "license."

Strike out in line 7 the word "State" and insert in lieu thereof the word "life."

Strike out in line 8 the word "license" and insert in lieu thereof the word "certificate."

Strike out in line 10 the words "or license."

That Section 12 be amended as follows:

Strike out in line 2 the words "or license."

That Section 13 be amended as follows:

Strike out all of Section 13 following the word "libraries" in line 4.

That Section 14 be amended as follows:

Strike out in line 6 the words "and licenses."

That Section 15 be amended as follows:

Insert in line 3, after the first word "office" the words "and holding at the time of election a first rate certificate or a State certificate."

Strike out in line 10 the words "or her."

Strike out in line 11 the words "or her."

Strike out in line 12 the word "or."

Strike out in line 13 the word "her."

That Section 16 be amended as follows:

Strike out in line 8 the word "the" between the words "of" and "successor."

That Section 17 be amended as follows:

Before the first word in the first line insert the words "on such day as may be designated by the County Superintendent."

Strike out the first word "on" and insert the word "during" in lieu thereof, and strike out the word "Friday" and insert the word "week."

Strike out in line 9 the word "economics."

Strike out in line 28 the word "again."

That Section 18 be amended as follows:

Strike out in line 7 the words "and success as a teacher."

That Section 19 be amended as follows:

Strike out the end of line 3 and beginning of line 4 the words "except examination of teachers."

That Section 20 be amended as follows:

Strike out in line 3 the word "December" and insert in lieu thereof the word "January."

Strike out in line 11 the word "five" and insert in lieu thereof the word "ten."

That Section 22 be amended as follows:

Strike out all of Section 22 after the word "teaching" in line 6.

That Section 24 be amended as follows:

Strike out in line 1 the words "with the advice of the chairman of the" and in line 2 the words "Board of County Commissioners."

That Section 25 be amended as follows:

Place a period in line 13 after the word "districts."

Strike out the word "but" in the same line.

Strike out the word "any" in line 14 and insert the word "said" in lieu thereof. Strike out semicolon in line 14.

That Section 26 be amended as follows:

Insert in line 10, after the word "5th" the word "day."

That Section 27 be stricken out.

That Section 28 be amended as follows:

Strike out in lines 1, 2, 3 and 4 to and including the word "fund."

Strike out in line 5 the first word "the" and the word "also."

That Section 30 be amended as follows:

Strike out in line 13 the words "of the chairman."

Strike out in line 16 the words "seems to."

Strike out in line 17 the words "and then two."

Strike out the whole of line 18.

Strike out in line 19 the words "the person affected" and the word "their" and insert in lieu of the word "their" the word "his."

Strike out in line 21 the words "and the chairman of the Board of County Commissioners."

That Section 32 be amended as follows:

Insert the words "or it may hereafter be formed" after the word "formed," in line 1.

That Section 34 be amended as follows:

Strike out all of line 5 after the word "election" and all of lines 6, 7 and 8.

Strike out in line 20 the words "no weekly" and insert in lieu thereof the words "a daily."

That Section 35 be amended as follows:

Strike out in line 2 the word "other" and insert the word "others" in lieu thereof.

That Section 37 be amended as follows:

Strike out in line 2 the words "that he will" and insert in the same line the word "the" after the word "take."

Strike out in line 3 the words "faithfully perform the duties of his office as required by law" and insert in lieu thereof the words "prescribed by law for all public officers."

Strike out in line 4 the words "chairman of the Board of County Commissioners" and insert in lieu thereof the words "County Superintendent."

That Section 37 be amended as follows:

Insert in line 2, after the word "and" the word "a."

That Section 40 be amended as follows:

Strike out all of line 11 after the word "exercises" and all of lines 12 and 13.

Strike out in lines 30 and 31 the words "and to provide for free text books for the use of all pupils."

Strike out in line 41 the word "August" and insert in lieu thereof the word "September."

That Section 42 be amended as follows:

Insert in line 4, after the word "indebted" the words "and whose accounts shall have been audited by the Board."

That Section 45 be amended as follows:

Strike out in line 32 the word "other" and insert after the word "sources" in the same line the word "other."

That Section 46 be amended as follows:

Strike out in line 3 the word "all."

That Section 49 be amended as follows:

Insert in line 3 the words "in districts" after the word "voters" and strike out the word "of" between the words "voters" and "district" and insert in lieu thereof the word "in."

That Section 51 be amended as follows:

Strike out in line 1 the words "except high schools."

That Section 52 be amended as follows:

Strike out in line 4 the word "national."

Strike out in line 6 the word "and" and insert after the word "July" the words "and such other days as the President of the United States or the Governor of the State of Wyoming shall proclaim."

That Section 54 be stricken out.

That Section 55 be stricken out.

That Section 58 be amended as follows:

Strike out in lines 3 and 4 the words "not to exceed six months."

That Section 59 be amended as follows:

Strike out in line 3 the words "in weeks" and the words "per week or" and the last word "of."

Strike out in line 4 the words "four weeks."

That Section 60 be amended as follows:

Strike out in line 8 the words "twelve weeks" and insert in lieu thereof the words "three months."

Strike out in line 9 the words "eight weeks" and insert in lieu thereof the word "two months."

That Section 61 be amended as follows:

Strike out in line 4 the words "twelve weeks" and insert in lieu thereof the words "three months."

Strike out in line 5 the words "eight weeks" and insert in lieu thereof the words "two months of which."

That Section 62 be amended as follows:

Strike out in line 3 the words "and District Board shall assess and collect a fine of" and insert in lieu thereof the words "and be fined in a sum."

That Section 64 be amended as follows:

Strike out in the first line the first word "when" and insert in lieu thereof the word "at."

That Section 69 be amended as follows:

Strike out in line 4 the word "five" and figure "(5)" and insert in lieu thereof the word "three" and the figure "(3)".

That Section 70 be amended as follows:

Strike out all of Section 70 after the word "aforesaid" in line 7.

That Section 71 be amended as follows:

Insert in line 2, between the words "the" and "school" the words "Secretary of the."

Strike out in lines 3 and 4 the words "it is necessary to levy" and insert in lieu thereof the words "have been voted by the electors of his district."

Strike out all of line 22 after the word "levy."

Strike out all of lines 23 and 24 and line 25 to and including the word "assessed."

That Section 74 be stricken out.

That Section 75 be stricken out.

That Section 77 be stricken out.

That Section 78 be stricken out.

That Section 79 be stricken out.

That Section 80 be amended as follows:

Strike out in line 14 the words "or her."

That Section 82 be stricken out.

That Section 83 be amended as follows:

Insert in line 2, after the word "first" the word "class."

Strike out in line 5 the word "clerk" and insert in lieu thereof the word "Secretary."

That the remaining sections of this bill be properly re-numbered.



That the paragraphs of sections from which paragraphs are struck out or to which paragraphs have been added, be properly renumbered.

That as so amended your Committee on Education recommend the bill to the favorable consideration of this House.

Respectfully submitted,

WILLIAM GOODELL,

Chairman.

H. B. No. 159, by Mr. Hills, "A bill for an act to provide for the restoration to citizenship, civil rights and the elective franchise of worthy persons convicted of offenses against the laws of this State," was introduced, read first time and referred to Committee on Judiciary.

On motion of Mr. Downey the House resolved itself into Committee of the Whole for consideration of bills on the general file.

Mr. Lobban in the chair.

Upon arising, Mr. Speaker in the chair, the Committee submitted the following report::

Cheyenne, Wyo., February 6, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report that they have been duly considered, and your committee beg leave to recommend as follows:

That H. B. No. 143 be amended by striking out Section 4 of the printed bill and that the bill be recommitted to the Judiciary Committee for further amendment.

That H. B. No. 118 be amended in line 6, Section 2, by striking out the words "twenty-five" and insert in lieu thereof the word "fifty." and that the bill be indefinitely postponed.

That H. B. No. 92 be amended in accordance with the recommendations of the Committee on Federal Relations, also strike out "may be ordered to" in line 6, Section 4, and insert in lieu thereof the word "shall." Strike out the first word in line 3, Section 26. Strike out Sections 28, 29, 30, all of which amendments are made with reference to the printed bill, and that as so amended the bill do pass.

That H. B. No. 98 do pass.

That H. B. No. 87 do pass.

That H. B. No. 52 do pass.

That H. B. No. 55 do not pass.

That H. B. No. 75 be amended in the title thereof by adding to such title the words: "In reference to fees and compensation of executors and administrators," and that as so amended the bill do pass.

That S. F. No. 44 be amended as follows:

Amend Section 3 of the bill by inserting after the word "thereto" in line 4 of said section as appears in the printed bill, the following words: "unless the matter presented be an ex-

parte application, that may be granted without notice to the adverse party." And that as so amended the bill do pass.

That H. B. No. 109 do pass.

That H. B. No. 105 do not pass.

That H. B. No. 110 do not pass.

J. M. LOBBAN,  
Chairman.

On motion the report was received and the amendment adopted.

#### BILLS ON SECOND READING.

By unanimous consent the rules were suspended as to bills on second reading and the clerk was instructed to read by title only.

The following bills were read second time:

H. B. No. 92, by Mr. Fox, "A bill for an act providing for the organization of a State Militia, to be known as the Wyoming National Guard."

Ordered engrossed for third reading.

H. B. No. 52, by Mr. Van Orsdel, "A bill for an act to provide for the impeachment of witnesses."

Ordered engrossed for third reading.

H. B. No. 87, by Mr. Torrey and Mr. Ranney, "An act to provide for the appointment of District Court Commissioners, defining their duties, fixing their fees and the manner in which they shall be paid."

Ordered engrossed for third reading.

H. B. No. 98, by Mr. Torrey and Mr. Ranney, "An act to provide for the submission of proposed amendments of the constitution to the people of Wyoming."

Ordered engrossed for third reading.

H. B. No. 109, by Mr. Van Orsdel, "A bill for an act to amend Section 2435 of the Revised Statutes of Wyoming, relating to constructive service and service by publication."

Ordered engrossed for third reading.

H. B. No. 139, by Mr. Torrey and Mr. Ranney, "A bill for an act to provide for proof of population of new counties about to be organized."

Ordered engrossed for third reading.

H. B. No. 95, by Mr. Finch, "An Act to revise, amend and consolidate the statutes relating to highways and bridges."

Ordered engrossed for third reading.

H. B. No. 125, by Mr. Kelley, "An Act to provide for the designation of county depositories and to regulate the rate of interest on public moneys deposited therein."

Ordered engrossed for third reading.

H. B. No. 106, by Mr. Finch, "An Act to provide for the investment of the permanent funds arising from the sale of state lands."

Ordered engrossed for third reading.

H. B. No. 124, by Mr. Kelley, "An Act providing for the designation of depositories for incorporated cities and towns and to regulate the rate of interest on public moneys deposited therein."

Ordered engrossed for third reading.

Memorial No. 1.

Memorial to Congress by Mr. Covert.

Ordered engrossed for third reading.

Memorial No. 2.

Memorial to Congress by Mr. Heward.

Ordered engrossed for third reading.

S. F. No. 22, by Mr. Hamlin, "A Bill for an act to amend and re-enact Section 3354 of the Revised Statutes relating to the allowance of writs of error in criminal cases."

Placed on file for third reading.

S. F. No. 46, by Mr. Deloney, "A bill for an act prescribing the age at which deaf and dumb children may be admitted as pupils in the Blind, Deaf and Dumb Asylum, as state charges."

Placed on file for third reading.

S. F. No. 8, by Mr. Hanson, "A bill for an act to amend and re-enact Section 1047 of the Revised Statutes of Wyoming, defining offenses by cheats, swindlers and others."

Placed on file for third reading.

S. F. No. 8, by Mr. Appleget, "A bill for an act to provide for special terms of the supreme court."

Placed on file for third reading.

H. B. No. 108, by Committee on Counties, "A bill regulating public printing in the several counties."

By unanimous consent indefinitely postponed.

H. B. No. 127, by Mr. Higgins, "An act relating to taxation, and providing for the equitable distribution of taxes collected upon live stock in the State of Wyoming."

By unanimous consent indefinitely postponed.

H. B. No. 55, by Mr. Sullivan, "An act to provide for a change of venue, and for a change of judge in the district court in the State of Wyoming, and to repeal Chapter 3 of Title 40 of the Revised Statutes of Wyoming, adopted in 1887."

By unanimous consent indefinitely postponed.

H. B. No. 75, by Mr. Finch, "A bill for an act to amend and re-enact Section 7 of Chapter 17 of an act entitled 'An Act to provide for probate jurisdiction and procedure and prescribing the duties of courts and the officers in connection therewith.'"

By unanimous consent indefinitely postponed.

H. B. No. 105, by Mr. Goodell, "An act relating to commitment of persons insane, prescribing manner of trial, form of verdict, commitment warrant, lunacy statement, providing for apparel, return of patients, change of name of institution, and to repeal all laws inconsistent therewith."

By unanimous consent indefinitely postponed.

H. B. No. 110, by Mr. Hertzog, "An act relating to building and loan associations, and their officers, shareholders, agents and members, and other persons, and making it unlawful for such associations to establish and maintain offices or employ agents to solicit or receive subscriptions in counties other than wherein the principal office shall be located, and making it unlawful for any persons to solicit or receive subscriptions to the stock of any such association except within the county where the principal office thereof shall be located and prescribing penalties for violation thereof."

By unanimous consent indefinitely postponed.  
On motion the house adjourned.

M. C. BARROW,  
Chief Clerk.

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## TWENTY-SEVENTH DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyo., February 7, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Mr. Minta.

Prayer by the chaplain.

Journal of preceeding day's session read and approved.

On motion the House resolved itself into Committee of the Whole for the consideration of H. B. No. 28.

Mr. Davis in the chair.

Upon arising, Mr. Speaker in the chair, made the following report:

Cheyenne, Wyo., February 7, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration H. B. No. 28, beg leave to report the same back to the House with the recommendation that it do pass as amended by the Committee on Revenue.

L. R. DAVIS,  
Chairman.

There being no objection offered the report was received.

#### PETITIONS AND MEMORIALS.

House Joint Resolution No. 3, by Mr. Parmenter, Petition to Congress, was introduced, read first time, ordered printed and referred to Committee on Memorials to Congress.

#### REPORTS FROM STANDING COMMITTEES.

The following report was submitted by the Committee on Judiciary:

Cheyenne, Wyo., February 7, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred S. F. No. 39, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

The Committee on Corporations submitted the following report:

Cheyenne, Wyo., February 7, 1895.

Mr. Speaker:

Your Committee on Corporations to whom was referred H. B. No. 147, beg leave to report as follows:

We recommend it do pass.

JOHN SCOTT,  
Chairman.

The following report was received from the Committee on Enrollment:

Cheyenne, Wyo., February 7, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report House Enrolled Acts Nos. 13, 14 and 15 signed by the President of the Hon. Senate, and delivered to the Governor taking his receipt therefor.

W. J. HILLS,  
Chairman.

#### BILLS ON THIRD READING AND FINAL PASSAGE.

The following bills were read a third time:

S. F. No. 44, by Mr. Appelget, "A bill for an act to provide for special terms of the Supreme Court," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale,

Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—33.

Noes—0.

Absent—Messrs. Alger, Black, Davis, Minta—4.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all members elected to the House.

S. F. No. 22, by Mr. Hamlin, "A bill for an act to amend and re-enact Section 3354 of the Revised Statutes relating to the allowance of writs of error in criminal cases," was read third time and placed upon its final passage.

The result of the vote by ayes and noes upon the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Brown, Clark, Corson, Covert, Davis, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—33.

Noes—Mr. Chapman—1.

Absent—Messrs. Alger, Finch, Minta—3.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of the members elected to the House.

S. F. No. 46, by Mr. Deloney, "A bill for an act prescribing the age at which deaf and dumb children may be admitted as pupils in the Blind, Deaf and Dumb Asylum as State charges, was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch; Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—35.

Noes—0.

Absent—Messrs. Alger, Minta.

And thereupon the Speaker pro tem announced that the bill had been passed by a vote of the majority of all the members elected to the House.

S. F. No. 8, by Mr. Hanson, "A bill for an act to amend and re-enact Section 1047 of the Revised Statutes of Wyoming defining offenses by cheats, swindlers, and others," was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Brown, Clark, Corson, Covert, Davis, Downey, Finch, Fox,

Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—33.

Noes—0.

Absent—Messrs. Alger, Chapman, Minta, Van Orsdel—4.

And thereupon the Speaker pro tem announced that the bill had been passed by a vote of the majority of all the members elected to the House.

H. B. No. 59, by Mr. Downey, "A bill for an act to prevent and punish wrongs to children," was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—36.

Absent—Mr. Minta—1.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all the members of the House.

H. B. No. 104, by Mr. Iredale, by request, "A bill for an act to amend and re-enact Section fourteen hundred and forty-two (1442), and to repeal Section 1455 of the Revised Statutes of Wyoming, concerning liquor licenses and penalties."

By unanimous consent Section 3 was stricken out and H. B. No. 104 was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Fox, Goodell, Gregory, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Parmenter, Platt, Ranney, Scott, Van Orsdel, Williams, Mr. Speaker—31.

Noes—Messrs. Henry, Mahoney, Sullivan—3.

Absent—Messrs. Finch, Knittle, Minta—3.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all the members elected to the House.

The Speaker here announced that he was about to sign Senate Enrolled Act No. 10, "An act providing that the district courts shall always be open for the transaction of business."

There being no objection offered he signed the same in the presence of the house.

On motion of Mr. Kelley the House resolved itself into Committee of the Whole for the consideration of H. B. No. 8. Made special order.

Mr. Kelley in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., February 7, 1895.

Mr. Speaker:

Your Committee of the Whole having had under consideration H. B. No. 8, beg leave to report progress, and ask to sit again,

A. D. KELLEY.

Chairman.

There being no objection the report was received.

On motion a recess was taken until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

The following communication was received from the Governor:

February 6, 1895.

To the Honorable Speaker of the House:

I have the honor to inform you that I have this day approved and signed:

Enrolled Act No. 11, House, "An act regulating the jury system, and providing that in all civil cases a verdict may be rendered upon the concurrence of three-fourths of the whole number of jurors."

Enrolled Act No. 12, House, "An act to amend Section 2237 of the Revised Statutes of Wyoming, relating to wills."

W. A. RICHARDS,

Governor.

The following communication was received from the Attorney General:

February 7, 1895.

Hon. Jay L. Torrey, Speaker, and Members of the House of Representatives:

Gentlemen:—

Responding to your request for an opinion as to the constitutionality of House Bill No. 99, being a bill for an act entitled, "An act to provide for the payment by the State of Wyoming of expenses incurred in criminal cases wherein there are twenty or more defendants, where change of venue has been or may hereafter be taken upon the application of the defendants from the county where the alleged offense was committed, and making appropriation for the same."

I would say, that upon the very brief consideration that I have been able to give the matter, by reason of the limited time between the receipt of the request, and the time indicated when you desire my answer, I am led to the conclusion, and



therefore give it as my opinion that the said proposed act, should it become a law would be held by the courts to be constitutional.

Respectfully Submitted,  
T. F. BURKE,

Acting at the Request of and for the Attorney General.

On motion of Mr. Lobban the House resolved itself into Committee of the Whole, for the consideration of H. B. No. 99, made special order for this day.

Mr. Parmenter in the chair.

Upon arising, Mr. Speaker in the chair, the committee reported as follows:

Cheyenne, Wyo., Feb. 7, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration H. B. No. 99, beg leave to report that we have considered the same, and your committee recommend as follows:

Amend by inserting the words "one-half" after the word "State" in line 5, Section 1, of the printed bill.

Amend Section 4, line 3, by striking out the words and figures "twenty-five thousand (25,000)" and insert in lieu thereof the words and figures "twelve thousand five hundred (12,500)."

Amend Section 3 by inserting after the word "for" in line 2 the words "one-half."

Add to Section 2 the following: "Provided that no amount shall be paid unless said statement shall be accompanied by proper and correct vouchers."

And that as so amended the bill do pass.

B. M. PARMENTER,  
Chairman.

There being no objection the report was received.

On motion the amendments recommended by the Committee of the Whole were adopted.

On motion of Mr. Hills the House resolved itself into Committee of the Whole for consideration of H. B. No. 8.

Mr. Kelley in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., Feb. 7, 1895.

Mr. Speaker:

Your Committee of the Whole having had under consideration H. B. No. 8, beg leave to report that the same has been duly considered and your committee recommend the adoption of the amendments submitted by Messrs. Torrey and Ranney, on February 2, 1895, and that as so amended the bill do pass.

A. D. KELLEY,  
Chairman.

There being no objection the report was received.

On motion the amendment recommended by the Committee of the Whole was adopted.

The following communication was received from the Attorney General:

February 5, 1895.

Hon. Jay L. Torrey, Speaker, and Members of the House of Representatives.

Gentlemen:—

In compliance with the request of the Attorney General, who is now absent from the State, that I should as far as possible, answer any requests made of him for opinions, during his absence, I now have the honor to respond to your letter of the 2nd inst., asking for an opinion as to whether or not the provisions of House Bill No. 79, conflict with the constitution of this State.

By Section 1 of said bill, it is proposed to prohibit the grazing upon the public domain of the United States within this State, of any band of cattle, horses or sheep, within two miles of any bona fide occupied ranch, without the consent of the owner thereof.

By Section 2 of said bill, it is proposed to prohibit the grazing upon the public domain of the United States, of any band of cattle, horses or sheep within three miles of any incorporated town or city, without the consent of the municipal authority of such town or city.

The question thus presented is as to the right, under our Constitution, of the people of this State by and through its legislature to control and direct the use of the public domain for grazing purposes.

In examining our Constitution, with this question in mind, my attention is first attracted by the provisions of that portion entitled "Ordinances," as found on page 72 of the Laws of 1890-1891, and the language which particularly attracts my attention and to which I call your attention, is as follows:

"The following articles shall be irrevocable, without the consent of the United States and the people of this State:

"Section 1. The State of Wyoming is an inseparable part of the Federal union and the Constitution of the United States is the Supreme law of the land.

"Section 3. The people inhabiting this State do agree and declare that they forever disclaim all right and title to the unappropriated public lands lying within the boundaries thereof."

The meaning of the language of Section 3 above quoted cannot be misunderstood. By it the people of this State, subject to revocation upon the consent of the National Government and a vote of approval which has not been secured or taken, forever disclaimed all right and title to the unappropriated public lands lying within the boundaries thereof, and the adoption of

this ordinance is a condition precedent required by the National Government, of all States coming into the Union.

It cannot and will not be contended but that all right and title to the lands, in question, must carry with it all right and title to the native grasses thereon growing, for it is but a product and part of the land or soil from which it springs and is nourished. There is no dispute in the authorities upon this proposition.

The conclusion therefore is irresistible, that the people of this State, by the adoption of the Constitution disclaimed "all right and title" to the grasses upon the public domain, within the State, and that without reservation, and therefore are without the right to control or direct, by legislation, as to the use to be made thereof, and further have no right or title thereto, except as it may come to it, the State, or its inhabitants, from the owner thereof, the United States.

This brings us to the second proposition, arising from that portion of our Constitution above quoted, viz: Section 1 of the Ordinances, which recognizes and declares but the law of our admission to the Union, viz: that "The State of Wyoming is an inseparable part of the Federal Union, and the Constitution of the United States, is the supreme law of the land."

The following language is found in Article XIV of the Constitution of the United States, as amended:

"No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States, nor shall any State deprive any person of life, liberty or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws."

The declaration that no State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States, \* \* \* \* \* nor deny to any person within its jurisdiction, the equal protection of the law," leads us to two inquiries.

First What, if any, privilege do the people of this State enjoy as to the grasses upon the public domain within the State, as secured them by the law and under the Constitution of the United States, and in answer thereto, I call your attention to the language employed by Justice Miller of the Supreme Court of the United States, when speaking for the court in rendering its decision in the case of *Buford vs. Houtz*, reported in 10 Supreme Court Reporter, at page 307:

We are of opinion that there is an implied license, growing out of the custom of nearly a hundred years, that the public lands of the United States, especially those in which the native grasses are adapted to the growth and fattening of domestic animals, shall be free to the people who seek to use them, where they are left open and unenclosed."

Many other cases might be cited to the same effect and so far as I am now informed, there are none to the contrary.

And second: From the provisions of the section last quoted, we observe the prohibition thus placed upon the State, from making or enforcing any law which shall "deny to any person with its jurisdiction the equal protection of the laws." That is, the equal protection of any right under the laws of the United States.

We have seen that under the laws of the United States, as construed by its Supreme Court, its people, of which we are a part, have a right, or as Justice Miller words it, "in implied license," to graze their stock upon the public domain, and this provision of the Constitution now being considered, must be held to secure to all people, so grazing their stock upon the public domain, equal protection in that right.

The bill under consideration proposes to segregate out from the public domain a part thereof, to-wit: two miles thereof around every ranch, and three miles thereof around every town or city in the State of Wyoming, and upon such part of the public domain, no citizen shall be allowed to graze his stock, except the owner of such ranches, or such citizen of the United States as shall have permission from such owner or owners, or municipal authority.

To state the proposition of this bill, is but to show that it is in conflict with the provisions of the Constitution of the United States above referred to, and hence in conflict with the Constitution of this State, which declares the former "the supreme law of the land."

To illustrate, supposing the land known as and which is the public domain within this State, instead of belonging to the United States was the property of an individual, who has granted to the people of the United States, equal license to graze their stock thereon. It could not and would not be contended that the people of this State, by and through the legislature, would have the power to segregate a portion of this land upon which license to graze stock has thus been given and to say certain of them might make use thereof, while others were excluded. The situation is not different by reason of the ownership being in the United States government.

If it is possible for the Legislature to segregate two miles of the public domain around every ranch and three miles around every town or city, for no other reason than that apparent in the proposed bill, viz: the pleasure, convenience and profit of the ranch owner or citizen of the town or city, then, the Legislature might just as lawfully make the distance twenty and thirty miles and possibly thus appropriate in effect, and thus divide up the entire public domain between the two classes, the ranch owner and the citizen of towns and cities, to the exclusion of all other people.

But it has been suggested, that the proposed law under consideration, is but a police regulation, and hence not in conflict with the constitutional provisions above considered.

It is difficult, if not impossible, to define the exact scope of the term police power, and as to how far and as to when the exercise of that power can lawfully over-ride the right of the individual as secured to him under the law or Constitution. This right, termed the police power, is upon the principle that the right or interest of the whole of the people is greater and must be first considered, rather than the right of the individual whose right of interest comes in conflict therewith. The proposed law, looked at from the standpoint of a police regulation, should be considered from two standpoints:

First: From that of considering the right of the citizen owning a ranch, whom it is proposed to protect from the citizen or citizens who may desire to exercise their right or "implied license" to graze their stock upon the public domain, within two miles of the ranch of such citizen, and we observe that in this instance there comes into conflict, (supposing the proposed law to now exist), the rights at most of but one citizen as opposed to that of another citizen, the one guaranteed to him under the Constitution and laws of the United States, and the other, if it can be said to be secured to him at all, under a law dependent for its existence upon its being a police regulation, and, as we have seen the proposed law is wanting the absolutely essential fact in any case in which it might be called in question in its enforcement, it being in protection of the rights of the individual, as opposed to the right of the many, and in reality it would be invoking and making superior the right, (supposing the right to be secured by the proposed law), of the individual citizen, owning the ranch, as opposed to the many, viz: the citizens who may desire to graze their stock upon the public domain, within the radius of two miles of such ranch, which as we have seen is their present right.

The reason for the law, (the proposed police regulation), failing in its principle in that it proposes to create a right in the individual, as opposed to the rights of an individual, or individuals already secured and protected by the "supreme law of the land," it, (the proposed law), is bad. It can not be said to be a police regulation.

Second. From that of considering the right of citizens of a city or town from having cattle, horses or sheep held for grazing upon the public domain within three miles of such city or town:

In this instance we have the ingredient of the right of the individual or a few individuals, as opposed to the many, or the citizens of the city or town, and such law as proposed would undoubtedly be constitutional if any right or rights of the citizens of such city or town were encroached upon by the person or persons so exercising their right to graze their stock within said limit.

This police power is devoted principally to the care and preservation of the public health and morals, and when the

public health and morals are not injured, or affected by the exercise of the individual right, it is in but a few cases that the power can be exercised, and I do not understand that it is against such injuries as above mentioned, that the proposed law is directed, but rather it is desired to segregate the three mile strip to the exclusive use of the citizens of the city or town, upon which to graze their milch stock or such stock as they desire to keep within the city or town, or else to thereby make it less probable that range stock should trespass within the limits of the city.

In the latter case the trespass is not committed until the animal actually comes within the limits of the city or town.

Neither of these reasons to my mind is such as to authorize the use of or to support a law dependent upon the police power of the State.

Neither can the exercise of the right, or implied lincense of the people of the United Statts to graze their stock upon the public domain be said per se to be a nuisance, nor one that is prima facie a nuisance within the meaning of that term as used in the law.

Bouvier Law Dictionary defines a nuisance to be "Any thing that unlawfully worketh hurt, inconvenience or damage."

A few very brief citations may best answer our inquiries and illustrate to us what the Courts have held as to the use of this power termed the police power of the State, and thus we may see its inapplicability to the trouble sought to be removed by the proposed law.

"Thus, when the Legislature of the State of New York passed a statute making it a misdemeanor to manufacture cigars in cities of more than 500,000 inhabitants in any tenement house occupied by more than three families, except on the first floor of such house on which there is a store for the sale of cigars and tobacco, it was held that the act was an arbitrary exercise of power violative of the rights guaranteed by the Constitution." In re. Jacobs, 33 Hun. (N. Y.), 374; affirmed 98 N. Y., 98; 50 Am. Rep. 636.

In the case In re Tie Loy, reported in 26 Federal Reporter 611, we find the following:

"A city ordinance which makes it an offense for any person to carry on a laundry where clothes are washed for pay, within the habitable portion of the city, is unconstitutional."

The opinion in this case quotes from the case of Yates vs. Milwaukee, decided by the Supreme Court of the United States, 10 Wall, 505, as follows:

The mere declaration by the city council of Milwaukee that a certain structure (a wharf), was an encroachment or obstruction "did not make it so; nor could such declaration make it a nuisance unless in fact it had that character. It is a doctrine not to be tolerated in this country that a municipal corporation without any general laws, either of the city or of

the State, within which a given structure can be shown to be a nuisance, can, by its mere declaration that it is one, subject it to removal by any person supposed to be aggrieved, or even by the city itself. This would place every house, every business, and all the property of the city at the uncontrolled will of the temporary local authorities."

In the case of *Ward vs. Maryland*, the United States Supreme Court observes:

"Beyond doubt these words "privileges and immunities" are words of very comprehensive meaning; but it will be sufficient to say that the clause plainly and unmistakably secures and protects the rights of a citizen of one State to pass into another State for the purpose of engaging in lawful commerce, trade, or business without molestation, to acquire personal property, and to take and hold real estate." 12 Wal. 430.

In the *Slaughter-house cases*, Mr. Justice Field remarks upon these terms:

"The privileges and immunities designated are those which of right belong to citizens of all free governments. Clearly, among these must be placed the right to pursue lawful employment in a lawful manner, without other restraint than such as equally affects all persons." 16 Wal. 97.

Justice Bradley in discussing the question as to what is embraced in the privileges and immunities secured to citizens, among other equally pointed and emphatic declarations, says:

"In my judgment the right of any citizen to follow whatever employment he chooses to adopt, submitting himself to all lawful regulations) is one of the most valuable rights, and one which the Legislature of a State cannot invade, whether restrained by its own constitution or not." 16 Wal. 113, 114.

He also enumerates as among the fundamental rights embraced in the privileges and immunities of a citizen, all the absolute rights of individuals classed by Blackstone under the three heads: "The right of personal security, the right of personal liberty and the right of private property." And in relation to those rights he says:

"In my view, a law which prohibits a large class of citizens from adopting a lawful employment or from following a lawful employment previously adopted, does deprive them of liberty, as well as property, without due process of law. Their right of choice is a portion of their liberty. Their occupation is their property. Such a law also deprives those citizens of the equal protection of the laws, contrary to the last clause of the section."

Mr. Justice Swayne supports this view in the following eloquent and emphatic language:

"Life is the gift of God, and the right to preserve it is the most sacred of the rights of man. Liberty is freedom from all restraints but such as are justly imposed by law. Beyond that line lies the domain of usurpation and tyranny. Property

is everything which has an exchangeable value, and the right of property includes the power to dispose of it according to the will of the owner. Labor is property, and as such, merits protection. The right to make it available is next in importance to the rights of life and liberty. It lies to a large extent at the foundation of most other forms of property." 16 Wall., 127.

In the Slaughter-house cases, the Court says:

"Definitions of the police power must, however, be taken subject to the condition that the State cannot, in its exercise, for any purpose whatever, encroach upon the powers of the general government, or rights granted or secured by the supreme law of the land, (and, under color of police power) objects not within its scope cannot be secured at the expense of the protection afforded by the federal constitution." 6 Sup. Ct. Rep., 258.

For all of the foregoing reasons, I conclude and it is my opinion that the provisions of the proposed law, House Bill No. 79, above referred to, are in conflict with the provisions of our Constitution.

Very respectfully submitted,

T. F. BURKE,

Acting at the Request of and For the Attorney General.

On motion of Mr. Sullivan, the opinions of the Hon. Attorney General were ordered spread upon the Journal.

The following communications were received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 7, 1895.

Hon. Speaker of the House:

I have the honor to inform your Honorable Body that the following entitled bills were this day introduced in the Senate:

S. F. No. 74, by Mr. Hurt, for "An act to amend Sections 20 and 30 of Chapter 39 of the Session Laws of Wyoming of 1890."

S. F. No. 75, by Mr. Hurt, for "An act repealing Chapter 33 of the Session Laws of the State of Wyoming."

S. F. No. 76, by Mr. Hamlin, for "An act to provide for the taking and reading of depositions in behalf of the prosecution in criminal cases."

S. F. No. 77, by Mr. Hamlin, for "An act to amend and reenact Section 501, of Chapter 1, Title 7 of the Revised Statutes of Wyoming, relating to the creation and regulating of corporations."

S. F. No. 78, by Mr. Hamlin, for "An act to define the judicial districts of the State and to repeal Chapter 4, of the Session Laws of the State of Wyoming enacted by the Second State Legislature, and Section 1, 3, 4 and 5 of Chapter 32 of



the Session Laws of the State of Wyoming, enacted by the First State Legislature."

S. F. No. 19, by Mr. Appelget, for "An act providing for the compilation and revision of the laws of the State, and for other purposes."

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 7, 1895.

To the Hon. Speaker of the House:

Sir—I have the honor to transmit herewith, H. B. No. 23, for "An act providing for the compilation and revision of the Statute Laws of the State, and for other purposes," which has passed the Senate with amendments. The concurrence of your Honorable Body in said amendments is respectfully requested.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

H. B. No. 23 by Mr. Van Orsdel "A bill for an act providing for the compilation and revision of the Statute Laws of the State and for other purposes," was amended by the Senate as follows:

Add at the end of Section 2 the following: "As a part of their foregoing duties the committee shall prepare a general revision of the existing Statutes of the State, and shall especially prepare a municipal code providing for the organization and classification of municipal corporations as contemplated in Section 1, Article 13, of the State Constitution, and shall also prepare a revenue code providing for the assessment of property and the levy and collection of taxes."

Add at the end of Section 5 the following: "which index shall be prepared by the committee immediately after the adjournment of the next Legislature, and shall be published as a part of the revision."

Amend Section 6, in lines 2 and 3 by striking out the words "and Secretary of State" and by inserting in lieu thereof the words "Secretary of State, Attorney General and Judge of the First Judicial District."

Add at the end of Section 6 the following: "The compensation provided by this act shall be the full and complete compensation to be paid to such revision committee for the services required of them, and no further or other compensation of any kind whatever shall be paid to any member of such committee for any service rendered in pursuance of this act, or in connection with such revision."

Which Senate amendments were concurred in by the House by the following vote:

**Ayes**—Messrs. Allen, Barrett, Bristol, Brooks, Covert, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Higgins, Hills, Iredale, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—27.

**Noes**—Messrs. Black, Brown, Chapman, Corson, Goodell, Heward, Jackson—7.

**Absent**—Messrs. Alger, Clark, Minta—3.

And thereupon the Speaker announced that the Senate amendments had been concurred in by the vote of a majority of the members elected to the House.

#### BILLS ON THIRD READING.

H. B. No. 102, by Mr. Brooks, "A bill for an act relating to banking associations, savings associations and loan and trust companies and further regulating such associations and corporations and the organization thereof," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

**Ayes**—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Clark, Corson, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—29.

**Noes**—Mr. Iredale—1.

**Absent**—Messrs. Chapman, Covert, Davis, Fox, Higgins, Minta, Van Orsdel—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

On motion a recess was taken until 7:30 o'clock p. m.

#### EVENING SESSION.

House called to order at 7:30 o'clock p. m.

**Mr. Speaker in the chair.**

By unanimous consent, Messrs. Hinkle and Burke were accorded the privilege of the floor.

There being no objection Mr. Brooks was excused from attendance on tomorrow afternoon and Saturday's sessions.

On motion of Mr. Downey the House resolved itself into Committee of the Whole for considering bills on special order.

**Mr. Bristol in the chair.**

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., February 7, 1895.

**Mr. Speaker:**

Your Committee of the Whole having had under con-

sideration House Bills Nos. 93, 94, 40, 117 and 131, beg leave to recommend as follows:

That H. B. No. 93 be amended as follows:

That in Section 1, line 10, the word "nine" be stricken out and the word "eleven" be inserted.

That the word "nine" in line 7 be stricken out and the word "eleven" be inserted.

Strike out in line 2, Section 2, the words "fifteen hundred" and insert in lieu thereof the words "eighteen hundred."

Strike out of line 3, Section 2, the words "one thousand" and insert in lieu thereof the words "twelve hundred."

In line 3, Section 3, strike out the word "twelve" and insert in lieu thereof the word "fifteen."

In line 2, Section 3, strike out the word "thirteen" and insert the word "fifteen."

In line 2, Section 4, strike out the word "fifteen" and insert the word "eighteen."

In line 2, Section 4, strike out the word "thirteen" and insert the word "fifteen."

Strike out the word "twelve" in Section 5, line 3, and insert in lieu thereof the word "eleven."

Strike out the word "eight" in line 3, Section 5, and insert the word "six."

Strike out the word "five" in line 2, Section 6, and insert in lieu thereof the word "six."

In line 3, Section 6, strike out the word "five" and insert in lieu thereof the word "six."

In line 2, Section 9, strike out the word "three" and insert the word "five." Insert after the word "office" in Section 9, line 31, the words "their actual traveling expenses not exceeding."

In line 7, Section 11, strike out the word "fifteen" and insert the word "ten." Strike out the letter "s" from the word "insure" in line 13, Section 12. Make the last word in line 8, Section 12, read "require."

Amend Section 15, by striking out the words "twenty-five" and inserting the word "fifty." Strike out the word "five" in line 7, and insert the word "ten." Strike out the first word "ten" in line 10, and insert the words "twenty-five." Insert the word "six" in the blank space in line 3, Section 18. Insert the word "three" in the blank in line 4, Section 18. Insert the word "three" in the blank in line 6, Section 18.

Insert as the first words in Section 24 the following: Chapter 55 of the Session Laws of Wyoming, 1890-91." In line 11, Section 19, change the word "of" to read "or."

In lines 5 and 6, Section 24, strike out the words "their continuance in office under."

Amend H. B. No. 94 as follows:

Strike out Section 3, 4 and 6. Amend Section 5 by striking

out the words "or precinct" in line 21, "and precinct" in line 4, and precinct" in line 6.

That H. B. No. 131 be amended as follows:

Insert the words "one thousand" in the blank space in line 4, Section 2. Insert in Section 2, line 5, in blank space, the words "one thousand." Insert in Section 2, after the word "year," in line 4, the words "and such other deputies as the County Commissioners may allow at a salary not to exceed sixty dollars per month." Insert in line 5, Section 2 following the word "year" the words: "The County Commissioners may appoint a deputy at a salary not to exceed sixty dollars per month."

Strike out of Section 3, line 1, the words "third and no," and insert the word "a" in lieu thereof; strike out all of line 2 and insert the following: "may be employed during terms of district court, to be paid not to exceed five dollars per day."

Amend Section 4 by striking out all of lines 3, 4 and 5, and insert the following: "In Counties of the first-class one deputy with a compensation of one thousand dollars per year." Strike out the words "nine hundred" in line 6, Section 4, and insert the words "one thousand." Strike out the word "eight" in line 8, Section 4 and insert the word "nine."

Add to Section 6 the words "not to exceed seventy-five dollars per month."

Amend Section 7 by striking out all of said Section after the word "be" and insert the following "appointed a deputy treasurer by the County Commissioners at such time as they shall deem necessary, at a salary not to exceed sixty dollars per month, not to exceed three months per year."

In line 3, Section 8, after the word "number" insert the following: "Provided that in Counties of the fourth-class there shall be but one assessor's district."

Strike out the word "five" in line 3, Section 8, and insert in lieu thereof the word "twenty."

S. A. BRISTOL,  
Chairman.

There being no objection the report of the committee was received.

On motion of Mr. Kelley, House Bills Nos. 40, 93, 94, 117 and 131 were referred to a special committee consisting of one member from each County as follows:

Albany—Mr. Hills.  
Carbon—Mr. Allen.  
Converse—Mr. Scott.  
Crook—Mr. Barrett.  
Fremont—Mr. Ranney.  
Johnson—Mr. Lobban.  
Laramie—Mr. Parmenter.  
Natrona—Mr. Sullivan.  
Sheridan—Mr. Jackson.

Sweetwater—Mr. Clark.

Uinta—Mr. Brown.

Weston—Mr. Davis.

On motion the House adjourned.

M. C. BARROW,  
Chief Clerk.

## TWENTY-EIGHTH DAY.

Hall of the House of Representatives,  
Cheyenne, Wyo., February 8, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Mr. Minta.

Prayer by the chaplain.

Journal of previous day's session read and approved.

Mr. Iredale in the chair.

The following communications were received from the Senate:

Senate Chamber,  
Cheyenne, Wyo., February 7, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that S. F. No. 80, by Mr. Craig, for "An act fixing the compensation to be paid the coroners of the respective Counties of the State," was this day introduced in the Senate,

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 7, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the following bills this day passed the Senate:

S. F. No. 48, for an act to amend and re-enact Section

44 of Chapter 73 of the Session Laws of 1890, in relation to malicious mischief.

Ayes—18.

Noes—0.

Absent—0.

S. F. No. 55, for an act to provide for the supervision and use of the public waters of the State, etc.

Ayes—14.

Noes—4.

Absent—0.

S. F. No. 66, for an act relating to the levy and collection of taxes upon live stock brought into this State for the purpose of being grazed.

Ayes—18.

Noes—0.

Absent—0.

H. B. No. 29, for an act fixing the maximum rate of interest that may be taken, reserved or charged, and to prohibit the taking of usury.

Ayes—17.

Noes—1.

Absent—0.

H. B. No. 56, for an act to prevent cruelty to animals and provide punishment therefor; amended as indicated on slips thereto attached.

Ayes—15.

Noes—2.

Absent—1.

Also Joint Memorial No. 1, Senate, to the Congress of the United States.

Ayes—17.

Noes—0.

Absent—1.

Also H. J. R. No. 7, with reference to the issuance and sale of gold bonds.

Ayes—16.

Noes—1.

Absent—1.

Said Senate Files Nos. 48, 55 and 66 and said J. M. No. 1, are herewith transmitted for action of the honorable House; said House Bills Nos. 29 and 56, and said H. J. R. No. 7 are herewith returned, and the concurrence of your honorable body in Senate amendments to said H. B. No. 56 is respectfully requested.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

The petitions of T. A. Sleight et al., B. B. Brooks et al., and L. M. Ormsby, et al., were read and placed on file.

On motion of Mr. Downey, 500 copies of the communication

received from the Hon, Attorney General, relating to substitute for House Bill No. 79, were ordered printed.

The Speaker appointed Messrs. Kelley and Chapman to act with the special committee appointed to consider House bills Nos. 40, 93, 94, 117 and 131.

#### BILLS ON FIRST READING.

The following bills were introduced and read first time:

H. B. No. 160, by Mr. Torrey and Mr. Ranney, "A bill for an act providing that causes shall be reversed for substantial error only."

Referred to Committee on Judiciary.

H. B. No. 161, by Mr. Torrey and Mr. Ranney, "A bill for an act in relation to the duties of live stock inspectors, and providing for the collection of a fee in certain cases where cattle are seized and sold by inspectors."

Referred to Committee on Live Stock.

H. B. No. 162, by Mr. Torrey and Mr. Ranney "A bill for an act in relation to the distribution of proceeds of sale of cattle seized and sold by live stock inspectors."

Referred to Committee on Live Stock.

H. B. No. 163, by Committee on Counties, "A bill for an act regulating the compensation of State officers, and the employees in State institutions."

Referred to Committee on Counties.

H. B. No. 164, by Mr. Jackson, "A bill for an act relating to allowances to county officers."

Referred to Committee on Counties.

H. B. No. 165, by Mr. Jackson, "A bill for an act relating to liability of counties for State taxes, regulating the payment thereof and repealing certain laws in relation thereto."

Referred to Committee on Revenue.

H. B. No. 166, by Mr. Finch, "A bill for an act to provide for the stay of execution or judgments rendered in district courts."

Referred to Committee on Judiciary.

H. B. No. 167, by Mr. Torrey, "A bill for an act relating to the submission to the electors of the State, an amendment to the constitution providing for the organization of Big Horn County."

Referred to Joint Committee on Constitutional Amendments.

#### FIRST READING OF SENATE FILES.

The following Senate Files were received and read first time:

S. F. No. 48, by Mr. Woodruff, "A bill for an act to amend and reenact Sec. 44, of Chapter 73, of the Session Laws of

Wyoming, for the year 1890, entitled 'An act defining crimes, regulating criminal procedure and for other purposes,' approved March 14, 1890, in relation to malicious mischief."

Referred to Committee on Judiciary.

S. F. No. 55, by Mr. Craig, "A bill for an act to provide for the supervision and use of the public waters of the State, and to amend and re-enact Sections 2, 3, 4, 19, 23, 26, 29, 30 and 45, of Chapter 8 of the Session Laws of 1890-91 entitled 'An act providing for the supervision and use of the waters of the state.'"

Referred to Committee on Lands and Irrigation.

S. F. No. 56, by Mr. Woodruff, "A bill for an act relating to the levy and collection of taxes upon live stock brought into the State for the purpose of being grazed."

Referred to Committee on Revenue.

Senate Joint Memorial No. 1, by Mr. Ludvigsen.

Referred to Committee on Lands and Irrigation.

#### REPORTS FROM STANDING COMMITTEES.

The following report was received from the Committee on Agriculture:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Agriculture, to whom was referred H. B. No. 126, beg leave to report as follows:

That it be reported without recommendation.

F. O. WILLIAMS,  
Chairman.

The Committee on Engrossment submitted the following report:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 52, 87, 92, 98, 106, 124, 125, 139, 109 and House Memorials Nos. 1 and 2, have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

The following reports were submitted by the Committee on Counties:

Cheyenne, Wyoming, February 7, 1895.

To The Hon. Speaker of the House:

Your Committee on Counties hereby return S. F. No. 62, with the recommendation that it do pass.

L. H. BROOKS,  
Chairman.



Cheyenne, Wyoming, February 7, 1895.

To The Hon. Speaker of the House:

Your Committee on Counties hereby return S. F. No. 63, with the recommendation that it do pass.

L. H. BROOKS,  
Chairman.

The Committee on Sanitary Affairs reported as follows:  
Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Sanitary Affairs, to whom was referred H. B. No. 135, beg leave to report as follows:

We recommend that the bill do pass.

Wm. PLATT,  
Chairman.

The following report was received from the Special Committee:

Mr. Speaker:

Your Special Committee, consisting of one member of the House of Representatives from each county, who were requested to devise ways and means whereby funds could be raised for the purpose of paying bounties on predatory wild animals, beg leave to report that they have made a thorough examination into the condition of the State funds, and that such examination leads them to believe that after sufficient money is appropriated out of the general fund of the State to meet the current expenses of the State government, the balance then remaining in the general fund will not justify an appropriation for bounties on wild animals, unless there is some legislation changing the existing method of supporting certain of our State institutions. It has been customary in the past to appropriate for the support of such charitable purposes as the care of convicts, juvenile delinquents, deaf mutes and blind out of the general fund of the State, and as a rule to an amount approximating twenty-five thousand dollars annually. We believe under Section 4, of Article 15 of the Constitution, that this expense could be met by a special levy for the purpose. If this was done it would relieve the general fund to the amount of the levy made, and the general fund could then be drawn upon for the purpose of paying bounties upon wild animals. Your committee therefor conclude that this a feasible method of raising funds for the purpose of carrying out the provisions of House Bill No. 54, authorizing the payment of bounties by the State, and recommend that the Attorney General be requested to draw a bill providing for an annual levy for the support of the convicts, the blind, the deaf mutes and the feeble-minded of the State, and we further recommend that after such provision has been assured, an act be passed

authorizing the payment by the State of bounties on predatory wild animals in accordance with House Bill No. 54, and that to meet the requirements of said bill, an amount sufficient therefor be appropriated from the general fund of the State.

Respectfully submitted,

GEO. W. FOX,  
Chairman.

The Committee on Live Stock submitted the following report:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Live Stock, to whom was referred House Bill No. 89, beg leave to report: That they have had the same under consideration and recommend that it be indefinitely postponed.

JOHN MAHONEY,  
Chairman.

The following report was received from the Committee on Enrollment:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No. 23, beg leave to report as follows:

That the same is correctly enrolled as Enrolled Act No. 16, and is herewith returned.

W. J. HILLS,  
Chairman.

Mr. Downey on behalf of the Committee on Judiciary, submitted the following reports:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 157, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 143, beg leave to report as follows:

The committee recommend that the bill do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred S. F. No. 24, beg leave to report as follows:

That we herewith return the same without recommendation.

S. W. DOWNEY,  
Chairman.

On motion of Mr. Downey, the House resolved itself into Committee of the Whole for the purpose of considering bills on general file.

Mr. Lobban in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

We, your Committee of the Whole, having had under consideration bills on the general file, have considered the same and recommend as follows:

That S. F. No. 41 do not pass.

That H. B. No. 76 do not pass.

That H. B. No. 83 be amended as follows:

Add to Section 1 the following proviso: "Provided, however, That any offense defined in the section hereby repealed, committed prior to the taking effect of this act, shall be enquired of, prosecuted and punished in the same manner and with the same effect as if this act had not been passed," and that as so amended the bill do pass.

That H. B. No. 64 do not pass.

That H. B. No. 53 be amended in title by adding thereto the words "relating to replies," and that as so amended the bill do pass.

That S. F. No. 2 do pass.

That H. B. No. 17 do not pass.

That H. B. No. 48 do pass.

That S. F. No. 28 do pass.

That S. F. No. 38 do not pass.

J. M. LOBBAN,  
Chairman.

There being no objection the report was received.

S. F. No. 41, by Mr. Appelget, "A bill for an act to provide for the parol of prisoners, to place the power thereof in the Governor of the State, and defining the duties of the Governor and of peace officers in connection therewith."

By unanimous consent, indefinitely postponed.

H. B. No. 76, by Mr. Van Orsdel, "A bill for an act entitled an act regulating the examination and admission of attorneys at law."

By unanimous consent, indefinitely postponed.

H. B. No. 64 by Mr. Fox, "A bill concerning the validity of chattel mortgages and repealing all laws inconsistent therewith."

By unanimous consent indefinitely postponed.

H. B. No. 17, by Mr. Van Orsdel, "An act amending Section 2780, Revised Statutes of Wyoming."

By unanimous consent, indefinitely postponed.

S. F. No. 38, by Mr. Hamlin, "A bill for an act to amend and re-enact Secs. 3628, 3629 and 3630 of the Revised Statutes of Wyoming, providing for trial and a change of justice in criminal cases."

By unanimous consent, indefinitely postponed.

H. B. No. 83, by Mr. Lobban, "An act to repeal Section 42, of Chapter 73, of the Session Laws of Wyoming for 1890, entitled 'An act defining crimes, regulating criminal procedure, and for other purposes,' approved March 14, 1890."

The amendments recommended by the Committee of the Whole, were adopted by unanimous consent.

H. B. No. 53, by Mr. Van Orsdel, "A bill for an act to amend and re-enact Section 2466 of the Revised Statutes of Wyoming."

The amendments recommended by the Committee of the Whole were adopted by unanimous consent.

The following communication was received from His Excellency the Governor:

Executive Office,

Cheyenne, Wyo., February 7, 1895.

To the Hon. Speaker of the House:

I have the honor to inform you that I have approved and signed:

Enrolled Act No. 10, Senate, "An act that the district court shall always be open for the transaction of business."

Enrolled Act No. 13, House, "An act authorizing the Board of County Commissioners of any County to build a court house."

Enrolled Act No. 14, House, "An act to provide for the re-recording of every brand or mark upon cattle, sheep, hogs, or other live stock."

Enrolled Act No. 15, House, "An act to enlarge the powers of incorporated towns."

W. A. RICHARDS,  
Governor.

The following communication was received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 8, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that the Senate this day passed the following entitled bills:

S. F. No. 23, for "An act to create and establish a State

Board of Health and to regulate the practice of medicine, surgery and obstetrics in the State of Wyoming."

Ayes—17.

Noes—0.

Absent—0.

Excused—1.

H. B. No. 150, for "An act providing for additional clerical assistance in the Senate and House of Representatives."

Ayes—18.

Noes—0.

Absent—0.

Said S. F. No. 23 is herewith transmitted for the consideration of your Honorable Body, and said H. B. No. 150 is respectfully returned.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 8, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the following entitled bills were this day introduced in the Senate:

S. F. No. 81, by Mr. Hamlin, for an act to amend and re-enact Section 7 of Chapter 17 of an act entitled, "An Act to provide for probate jurisdiction and procedure, and prescribing the duties of courts and the officers in connection therewith," approved January 10th, 1891.

S. F. No. 82, by Mr. Hoyt, for an act to provide for the extirpation of the Russian thistle and kindred pests.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 8, 1895.

Hon. Speaker of the House.

Sir—I have the honor to inform your Honorable Body that the Senate this day concurred in House amendments to S. F. No. 8, S. F. No. 44, and to the title of S. F. No. 22.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

The Speaker here announced that he was about to sign House Enrolled Act No. 16, "An Act providing for the compilation and revision of the Statute Laws of the State and for other purposes."

And there being no objection offered he signed the same in the presence of the House.

On motion a recess was taken until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

Mr. Brooks being present, his leave of absence for this afternoon was therefore revoked.

#### REPORTS FROM STANDING COMMITTEES

The Committee on Engrossment reported as follows:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bill No. 95, and amendments made in Committee of the Whole on House Bills Nos. 93, 94 and 131, have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

Mr. Chapman, on behalf of the Committee on Ways and Means submitted the following reports:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. No. 141, beg leave to report as follows:

That the same do pass.

GEO. F. CHAPMAN,  
Chairman.

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. No. 132, beg leave to report as follows:

That the same do pass.

GEO. F. CHAPMAN,  
Chairman.

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. 133, beg leave to report as follows:

That the same do pass.

GEO. F. CHAPMAN,  
Chairman.

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. No. 140, beg leave to report as follows:

That the same be amended as follows:

That in line 10, of Section 1, the printed bill, the words "hospital for miners," be stricken out and "Wyoming General Hospital" inserted in its place.

In line 9, of Section 1, the word "and" after the word "Laramie" be stricken out.

That in line 10 of Section 1, after the word "Sweetwater" the words "and the Wyoming Soldiers' and Sailors' Home," be inserted.

That Section 2 be stricken out.

That Section 3 be numbered Section 2.

That in line 1, of Section 3, the words "secretary of the" be stricken out.

That the word "his" in line two of Section 3 be changed to "their."

That in line 6 of Section 3, the word "he" be changed to "they."

That in line 7, of Section 3, the word "his" be changed to "their."

That Section 4 be numbered Section 3.

That in line 5 of Section 4, the words "showing the" be stricken out and words "of each" be inserted.

That in same line words "each of" be stricken out.

That Section 5 be numbered Section 4.

That as amended the committee recommend that the bill do pass.

GEO. F. CHAPMAN,  
Chairman.

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. No. 129, beg leave to report as follows:

That the same do not pass.

GEO. F. CHAPMAN,  
Chairman.

The following report was submitted by the Committee on Corporations:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Corporations, to whom was referred H. B. No. 142, beg leave to report as follows:

We recommend it do pass.

JOHN SCOTT,  
Chairman.

The following reports were received from the Committee on Revenue:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred S. F. No. 66, beg leave to report as follows:

We have had the same under consideration and recommend that the same do pass.

GEO. W. FOX,  
Chairman.

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Revenue, to whom was referred H. B. No. 153, beg leave to report as follows:

We have had the same under consideration and recommend the same do pass.

GEO. W. FOX,  
Chairman.

The Committee on (Judiciary) reported as follows:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 15, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

The following report was received from the Committee on Enrollment:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred Enrolled Act No. 16, beg leave to report as follows:

That the same has been signed by the President of the Hon. Senate and delivered to the Governor.

W. J. HILLS,  
Chairman.

On motion House Bill No. 15 was made special order for 7:30 o'clock this evening, and House Bill No. 2 was made special order to follow immediately after consideration of H. B. No. 15.

#### BILLS ON SECOND READING.

The following bills were read second time:

Substitute for H. B. No. 79, by Mr. Brooks, "A bill for an act to protect settlers in the use of the range adjoining their ranches, and to protect the citizens of incorporated towns from the encroachments of live stock," was amended as follows:



Amend substitute for H. B. No. 79, by striking out all of said bill following the word "act," appearing in the title thereof and insert in lieu thereof the following:

"Relating to the grazing of sheep in the neighborhood of ranches and incorporated towns or cities."

Be it enacted by the Legislature of the State of Wyoming:

Section 1. The grazing of sheep within one mile of any bona fide occupied ranch, without the consent of the owner of said ranch, or within two miles of any incorporated town or city, without the consent of the municipal authorities of said town or city, is hereby declared to be a nuisance, and is prohibited.

Sec. 2. Any person or persons, firm or corporation, who shall graze, or cause to be grazed, any flock of sheep in violation of Section 1 hereof, shall be guilty of a misdemeanor for each day, or part of a day, the flock is so grazed, and shall, upon complaint of any citizen of the county in which the offense is committed, be punished by a fine not to exceed one hundred dollars for each offense. Provided, that this act shall not apply to the holding of sheep for shipment, dipping or shearing within three miles of a stock shipping railroad station, nor to flocks of ewes held for lambing between April 15th and June 1st of each year.

Sec. 3. This act shall take effect and be in force from and after its passage.

Sec. 4. That the Attorney General is hereby directed to prepare a case and test the constitutionality of this law in the supreme court of this State, at the earliest date consistent with the welfare of the people of this State." And as so amended the amendment was adopted by the House, and the bill was ordered engrossed for third reading.

H. B. No. 28, by Mr. Allen, "A bill for an act entitled 'An act providing for the completion and repair of the State penitentiary building at Rawlins, Wyoming.'"

The amendments recommended by the Committee of the Whole were adopted and the bill was ordered engrossed for third reading.

H. B. No. 99, by Mr. Lobban, "An act to provide for the payment by the State of Wyoming of expenses incurred in criminal cases wherein there are twenty or more defendants where change of venue has been or may be hereafter taken upon the application of the defendants from the county where the alleged offense was committed, and making appropriation for the same."

Ordered engrossed for third reading.

H. B. No. 8, by Mr. Torrey and Mr. Ranney, "An act to levy a tax and appropriate the amount realized therefrom for the years 1895 and 1896 and for the purchase of a site for and

the erection and equipment of an agricultural college building at or near Lander, with such amount."

By unanimous consent was amended as follows:

Add in Section 1, line 1, the words "each of" immediately following the word "for." Strike out Section 2, and re-number sections to conform therewith.

Amend Section 2 as re-numbered, by adding the word "and" after the figures 1895, and striking out the figures and word "1897 and 1898," which amendments were adopted and the bill ordered engrossed for third reading.

H. B. No. 56, by Mr. Hills, "A bill for an act to prevent cruelty to animals, to provide punishment therefor and to repeal all acts and parts of acts in conflict with this act," was amended by the Senate as follows:

In Sec. 6, line 5, strike out the word "five" and insert the word "ten" in lieu thereof.

Strike out all of Sec. 17 and in lieu thereof insert the following:

"Sec. 17. Nothing in this act contained shall be construed so as to prohibit the dehorning of cattle."

Which Senate amendments were concurred in by the House by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Corson, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Lobban, Mahoney, Platt, Ranney, Williams—26.

Noes—0.

Absent—Messrs. Chapman, Covert, Kelley, Knittle, Minta, Parmenter, Scott, Sullivan, Van Orsdel, Mr. Speaker—11.

And thereupon the Speaker announced that the Senate amendments had been concurred in by the vote of a majority of the members elected to the House.

#### BILLS ON THIRD READING.

Mr. Iredale in the chair.

The following bills were read a third time:

H. B. No. 92, by Mr. Fox, "A bill for an act providing for the organization of a State militia, to be known as the "Wyoming National Guard," was amended by unanimous consent by striking out the word "five" in line 2, Sec. 38, and inserting the word "four" in lieu thereof, was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Barrett, Black, Bristol, Brooks, Corson, Covert, Davis, Fox, Goodell, Gregory, Henry, Hertzog, Hills, Jackson, Lobban, Parmenter, Ranney, Van Orsdel, Williams, Mr. Speaker—20.

Noes—Messrs. Allen, Brown, Finch, Heward, Higgins, Iredale, Knittle, Mahoney, Platt Scott, Sullivan—11.

Absent—Messrs. Alger, Chapman, Clark, Downey, Kelley, Minta—6.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 87, by Messrs. Torrey and Ranney, "An act to provide for the appointment of District Court Commissioners, defining their duties, fixing their fees and the manner in which they shall be paid."

Was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Platt, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—29.

Noes—Mr. Iredale—1.

Absent—Messrs. Chapman, Clark, Heward, Higgins, Minta, Parmenter, Ranney—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 52, by Mr. Van Orsdel, "A bill for an act to provide for the imprisonmentetaoin shrdlu shrdl shrdl shrdlshrd vide for the impeachment of witnesses," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Brooks, Brown, Corson, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Hills, Iredale, Jackson, Knittle, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—30.

Noes—Messrs. Bristol, Heward—2.

Absent—Messrs. Chapman, Clark, Covert, Higgins, Minta—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 98, by Mr. Torrey and Mr. Ranney, "An act to provide for the submission of proposed amendments of the constitution to the people of Wyoming," was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks,

Brown, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Heward, Higgins, Hills, Iredale, Jackson, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Mr. Speaker—29.

Noes—Messrs. Hertzog, Kelley, Mahoney, Williams—4.

Absent—Messrs. Alger, Chapman, Clark, Minta—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the votes of the members elected to the House.

H. B. No. 124, by Mr. Kelley, "An act providing for the designation of depositories for incorporated cities and towns, and to regulate the rate of interest on public moneys, deposited therein," was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Brooks, Brown, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams Mr. Speaker—30.

Noes—0.

Absent—Messrs. Alger, Bristol, Chapman, Clark, Higgins, Minta, Van Orsdel—7.

And thereupon the Speaker pro tem announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 109, by Mr. Van Orsdel, "A bill for an act to amend Section 2435 of the Revised Statutes of Wyoming, relating to constructive service and service by publication," was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Brown, Corson, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Heward, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—27.

Noes—0.

Absent—Messrs. Alger, Chapman, Clark, Covert, Hertzog, Higgins, Knittle, Minta, Sullivan, Van Orsdel—10.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 125, by Mr. Kelley, "An act to provide for the designation of county depositories and to regulate the rate of interest on public moneys deposited therein," was read third time and placed upon its final passage.

The result of the vote by ayes and noes in the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Brown, Corson, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—30.

Noes—0.

Absent—Messrs. Alger, Chapman, Clark, Covert, Higgins, Minta, Van Orsdel—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

House Memorial No. 1, by Mr. Covert, Memorial to Congress, was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the memorial was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Bristol, Brooks, Brown, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Sullivan, Van Orsdel, Williams—30.

Noes—Messrs. Black, Kelley, Scott, Mr. Speaker—4.

Absent—Messrs. Chapman, Clark, Minta—3.

And thereupon the Speaker announced that the Memorial had been passed by the vote of a majority of all the members elected to the House.

House Memorial No. 2, by Mr. Heward, memorial to Congress, was read a third time, and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the memorial was as follows:

Ayes—Messrs. Alger, Allen, Brown, Corson, Covert, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Heward, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Ranney, Scott, Sullivan, Williams, Mr. Speaker—23.

Noes—Messrs. Barrett, Black, Bristol, Brooks, Davis, Fox, Higgins, Hills, Knittle, Platt, Van Orsdel—11.

Absent—Messrs. Chapman, Clark, Minta—3.

And thereupon the Speaker announced that the memorial had been passed by the vote of a majority of all the members elected to the House.

The Speaker here announced that he was about to sign the following bills:

Senate Enrolled Act No. 11, "An act prescribing the age at which deaf and dumb children may be admitted as pupils in the Blind, Deaf and Dumb asylum, as State charges."

Senate Enrolled Act No. 12, "An act defining offences by cheats, swindlers and others."

Senate Enrolled Act No. 13, "An act relating to the allowance of writs of error in criminal cases."

Senate Enrolled Act No. 14, "An act to provide for special terms of the supreme court."

There being no objection offered he signed the same in the presence of the House.

The Committee on Ways and Means submitted the following report:

Cheyenne, Wyo., February 8, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. No. 119, beg leave to amend the same as follows:

That in line 7 of Section 1, of the printed bill, the word "each be stricken out and the word "the" inserted in its stead.

That in line 7, the words "eighteen hundred and ninety-five" be inserted after the word "year."

That in lines 7 and 8 the words "one-eighth" be stricken out and the words "five-sixteenths" be inserted in their stead.

That after the word "mill" in line 8 of Section 1, the following: "And for each year thereafter a tax of three-eighths of a mill" be inserted.

As amended your committee recommend the bill do pass.

G. F. CHAPMAN,

Chairman.

House Bills Nos. 15 and 54 were made special order for 11 o'clock a. m., February 9th, and House Bill No. 2 was made special order to immediately follow the consideration of H. Bs. Nos. 15 and 54.

On motion of Mr. Downey, the House adjourned.

M. C. BARROW,

Chief Clerk.

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## TWENTY-NINTH DAY.

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Hall of the House of Representatives,

Cheyenne, Wyo., February 9, 1895.

House called to order at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey,

Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Clark, Minta—2.

Prayer by the chaplain.

Journal of preceding day's session read and approved.

Mr. Brooks being present his excuse from the morning session of today was revoked.

#### BILLS ON FIRST READING.

The following bills were read first time:

H. B. No. 168, by Messrs. Torrey and Ranney, "A bill for an act relating to delinquent taxes."

Referred to Committee on Revenue.

H. B. No. 169 by Messrs. Torrey and Ranney, "A bill for an act in relation to oaths of county and precinct officers."

Referred to Committee on Counties.

H. B. No. 170, by Mr. Torrey and Mr. Ranney, "A bill for an act relating to the location of mining claims and amending Sections 15 and 19, of Chapter 40 of the Session Laws of 1888, entitled an act to repeal and re-enact Chapter 1, Title 30 of the Revised Statutes of Wyoming, approved March 6, 1888."

Referred to Committee on Mines.

H. B. No. 171, by Mr. Jackson, "A bill for an act to authorize Boards of County Commissioners to issue certificates of indebtedness for current expenses of the county to be paid out of the county revenues for the current year."

Referred to Committee on Ways and Means.

H. B. No. 172, by Mr. Davis, "A bill for an act providing for the determination of an election where a tie vote is cast."

Referred to Committee on Elections.

H. B. No. 173, by Mr. Torrey, "A bill for an act providing for the release upon condition of persons confined in any penitentiary of the State, under conviction of any violation of the laws of the State."

Referred to Committee on Judiciary.

H. B. No. 174, by Committee on Agriculture, "A bill for an act to provide for the destruction of Russian, Canadian and bull thistles and kindred pests."

Referred to Committee on Agriculture.

The following report was received from the Committee on Engrossment:

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos 8, 28, 79 and 99, have been duly and

properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

The following report was submitted by the special committee on H. B. No. 145:

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your special committee to whom was referred H. B. No. 145, beg leave to report as follows:

Amend Sec. 2 as follows:

Strike out all of said section after the word "Provided," and insert in lieu thereof:

"Any city hertofore organized under special charter may abandon such charter and organize under the provisions of this act, by resolution of the city council of said city, approved by the mayor thereof, which resolution and approval shall be certified to the Governor of the State, under the seal of such city; and thereupon by public proclamation of the Governor, such city shall be declared organized under the provisions of this act, with all the powers and obligations pertaining thereto."

Strike out all of Sec. 88.

And as amended we recommend that it do pass.

A. D. KELLEY,  
Chairman.

The following communication was received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 8, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the Senate this day indefinitely postponed further consideration of:

H. B. No. 82, for "An act abolishing the office of State Veterinarian, providing quarantine regulations, etc.," etc.

And said bill is herewith respectfully returned.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

#### BILLS ON SECOND READING.

The following bills were read second time:

H. B. No. 83, by Mr. Lobban, "An act to repeal Sec. 42 of Chapter 73 of the Session Laws of Wyoming, for 1890, entitled 'An act defining crimes, regulating criminal procedure and for other purposes,' approved March 14, 1890."



Ordered engrossed for third reading.

S. F. No. 28, by Mr. Merrill, "A bill for an act to amend Sections 7, 9, 10, 11, 20, 24 and 26 of Chapter 84 of the laws of 1890-91 of the State of Wyoming, being an act entitled, 'An act providing for the office of State Examiner, defining his powers and duties, prescribing his bond and fixing his compensation.'"

Ordered placed on file for third reading.

H. B. No. 48, by Mr. Parmenter, "A bil for an act to amend and re-enact clause ninth of Section 1 of an act entitled 'An act' concerning attachments in civil actions in the District Courts,' approved February 24, 1890."

Ordered engrossed for third reading.

S. F. No. 2, by Mr. Hamlin, "A bill for an act to amend and re-enact Secs. 2519 and 2522 of the Revised Statutes of Wyoming, relating to civil procedure."

Ordered placed on file for third reading.

H. B. No. 53, by Mr. Van Orsdel, "A bill for an act to amend and re-enact Sec. 2466 of the Revised Statutes of Wyoming."

Ordered engrossed for third reading.

On motion the rules were suspended for third reading of H. B. No. 95, by the following vote:

Ayes—31.

Noes—3.

Absent—3.

And thereupon H. B. No. 95 by Mr. Finch, "An act to revise, amend and consolidate the statutes relating to highways and bridges," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Jackson, Kelley, Knittle, Lobban, Mahoney, Ranney, Scott, Sullivan, Van Orsdel, Williams—27.

Noes—Messrs. Downey, Heward, Higgins, Hills, Iredale, Parmenter, Platt—7.

Absent—Messrs. Clark, Minta, Mr. Speaker—3.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

#### BILLS ON FIRST READING.

Mr. Brooks in the chair.

The following bills were read a third time:

H. B. No. 106, by Mr. Finch, "An act to provide for the investment of the permanent funds arising from the sale of

State lands," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Brooks, Brown, Chapman, Corson, Covert, Davis, Finch, Fox, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Mr. Speaker—30.

Noes—Messrs. Downey, Williams—2.

Absent—Messrs. Black, Bristol, Clark, Goodell, Minta—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 139, by Mr. Torrey and Mr. Ranney, "A bill for an act to provide for proof of population of new counties about to be organized," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Brooks, Brown, Chapman, Corson, Covert, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—31.

Noes—0.

Absent—Messrs. Black, Bristol, Clark, Davis, Finch, Minta—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 28, by Mr. Allen, "A bill for an act entitled, 'An act providing for the completion and repair of the State penitentiary building at Rawlins, Wyoming,'" was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Hills, Iredale, Jackson, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—30.

Noes—Messrs. Brown, Chapman, Heward, Higgins, Kelley.—5.

Absent—Messrs. Clark, Minta—2.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

Mr. Torrey here gave notice of a motion to reconsider the vote on H. B. No. 28.

H. B. No. 99, by Mr. Lobban, "An act to provide for the payment by the State of Wyoming of expenses incurred in criminal cases wherein there are twenty or more defendants, where change of venue has been or may be hereafter taken upon the application of the defendants from the county where the alleged offense was committed and making appropriation for the same," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Brooks, Covert, Davis, Finch, Henry, Higgins, Iredale, Jackson,, Knittle, Lobban Mahoney, Platt, Ranney, Sullivan, Van Orsdel, Williams, Mr. Speaker—21.

Noes—Messrs. Brown, Chapman, Corson, Downey, Fox, Goodell, Gregory, Hertzog, Heward, Hills, Parmenter, Scott.—12.

Excused—Messrs. Bristol, Kelley—2.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

Mr. Van Orsdel gave notice of a motion to reconsider the vote on H. B. No. 99.

"Substitute for H. B. No. 79, by Mr. Brooks, "A bill for an act relating to the grazing of sheep in the neighborhood of ranches, and incorporated towns or cities," was read a third time and placed upon its final passage, etc.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Brooks, Chapman, Corson, Covert, Downey, Finch, Goodell, Gregory, Heward, Higgins, Hills, Iredale, Kelley, Scott—14.

Noes—Alger, Allen, Barrett, Black, Bristol, Brown, Davis, Fox, Henry, Hertzog, Jackson, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Sullivan, Van Orsdel, Williams, Mr. Speaker—21.

Absent—Messrs. Clark, Minta—2.

And thereupon the Speaker announced that the bill had failed to pass by the vote of a majority of all the members elected to the House.

H. B. No. 8, by Mr. Torrey and Mr. Ranney, "An act to levy a tax and appropriate the amount realized therefrom for the years 1895 and 1896 and for the purchase of a site for and the erection and equipment of an agricultural college building at or near Lander, with such amount," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Black, Brooks, Davis, Finch, Henry, Heward, Higgins, Iredale, Jackson, Knittle, Lobban, Ranney, Scott, Sullivan Van Orsdel—17.

Noes—Messrs. Allen, Brown, Chapman, Corson, Covert, Downey, Fox, Goodell, Gregory, Hertzog, Hills, Kelley, Mahoney, Parmenter, Platt, Williams, Mr. Speaker—17.

Absent—Messrs. Bristol, Clark, Minta—3.

The Speaker thereupon announced that the bill had failed to pass by the vote of a majority of all the members elected to the House.

Mr. Torrey here gave notice of a motion to reconsider the vote on H. B. No. 8.

On motion of Mr. Chapman, House Bills Nos. 132, 133, 140 and 141 were made special order for 10:30 o'clock a. m., Monday February 11th, 1895.

On motion the House took a recess until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

The Committee on Enrollment reported as follows:

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report H. J. M No. 7 correctly enrolled. H. B. No. 150 enrolled as Enrolled Act No. 19, H. B. No. 29 enrolled as Enrolled Act No. 17, and H. B. No. 56 Enrolled act No. 18.

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Joint Resolution No. 7, "An act protesting against the issuing of additional bonds by the United States government."

House Enrolled Act No. 17, "An act fixing the maximum rate of interest that may be taken, recovered or charged, and prohibiting the taking of usury, and to repeal all of Title eighteen (18) of the Revised Statutes of Wyoming."

House Enrolled Act No. 18, "An act to prevent cruelty to animals, to provide punishment therefor, and to repeal all acts and parts of acts in conflict with this act."

House Enrolled Act No. 19, "An act providing for additional clerical assistance in the Senate and House of Representatives."

There being no objection offered he signed the same in the presence of the House.

The Committee on Railroads submitted the following report:

Cheyenne, Wyo., February 9, 1895.

To the Speaker of the House of Representatives:

We, your Committee on Railroads, to whom was referred House Bill No. 81, beg leave to submit the following report:

We have given the matter careful consideration, and have taken time to secure figures and reports from all of the railroads in the State, having received the sworn statement of the auditor of the B. & M. R. R., a statement of the F. E. & M. V. R. R., and a statement of the U P. D & G., and from the office of the State Treasurer, statement of the Union Pacific.

After careful examination of these figures and reports, and after having listened to the arguments of all parties desiring to be heard upon either side of this question, it appears to us that at the present time all of the railroads operating in the State are doing so at a loss, the three first mentioned not paying their operating expenses, without taking into consideration fixed charges for interest or profit on the capital invested. These figures and reports are in the hands of your committee, and are open for inspection to any member of the House.

With the exception of the Union Pacific road, all of the roads run through a sparsely settled country, and it appears to the committee that a reduction in passenger rates on these roads would not increase traffic to any appreciable extent—certainly not to such an extent as would make the reduction in rates profitable to the companies.

We are also informed that under Act of Congress it is provided that the Union Pacific road shall be exempt from any regulation whatever by the States as to rates to be charged, etc., until such road has earned for its stockholders a certain per cent of profit. The Union Pacific is now in the hands of the courts, and it is no difficult matter to ascertain the exact financial condition of the road. That no such profit has been realized is a matter of common notoriety. Your committee is also informed that, under a decision of the supreme court of the United States, no State can regulate the rates to be charged by railroads in such a manner as to deprive such company of a reasonable profit upon the money invested in the venture. If the figures submitted to us and secured by us be correct, legislation on the line of this bill could be successfully resisted by all of the roads in the State of Wyoming.

Your Committee have also taken into consideration the fact that Wyoming is undeveloped, and needs increased railroad facilities, and we believe that legislation along the line proposed by this bill would tend rather to retard the building of railroads than to secure the further construction of railroad lines.

While we believe that when the time arrives, when railroads doing business in the State of Wyoming are making large profits, such roads should be subjected to legislative control, such as is proposed by this bill, we think that at the present time such legislation would be unwise, and also detrimental to the interests of the State of Wyoming.

In view of the above facts, unanimously we recommend that said bill do not pass.

Respectfully,  
A. D. KELLEY,  
Chairman.

The Committee on Memorials to Congress submitted the following report:

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your Committee on Memorials to Congress, to whom was referred House Memorial No. 3, beg leave to report as follows:

We have considered the same and report it back to the House with the recommendation that it do pass.

C. M. GREGORY,  
Chairman.

#### BILLS ON FIRST READING.

The following bills were read first time:

H. B. No. 175, by Mr. Covert, "A bill for an act to provide for the assessment of property for taxation by district tax assessors, regulating their election and compensation, and prescribing their duties."

Referred to Committee on Revenue.

H. B. No. 176, by Messrs. Barrett and Torrey, "A bill for an act to submit to the qualified electors of the State of Wyoming, at the next general election an amendment to Sec. 6, of Article 3 of the Constitution of the State of Wyoming, relating to the length of the sessions of the Legislature and the compensation of the members thereof."

Referred to Committee on Constitutional Amendments.

H. B. No. 177, by Mr. Hills, "A bill for an act to provide for the taking and preserving of the photographs of persons convicted of felonies."

Referred to Committee on Judiciary.

H. B. No. 178, by Committee on Constitutional Amendments, "A bill for an act relating to the submission to the electors of the State of an amendment to the Constitution relating to the Board of Land Commissioners."

Referred to Joint Committee on Constitutional amendments.

H. B. 179, by Committee on Constitutional Amendments, "A bill for an act relating to the submission to the electors of

the State, of an amendment to the Constitution relating to the disposition of public lands."

Referred to Joint Committee on Constitutional amendments.

H. B. No. 180, by Mr. Davis, "A bill for an act to amend Section 12 of Chapter 22 of an act entitled 'An act providing for probate jurisdiction and procedure and prescribing the duties of courts and the officers in connection therewith.'"

Referred to Committee on Judiciary.

The subject matter appearing under appropriate headings in the Governor's message was referred by the Speaker as follows:

Finance—Committee on Ways and Means.

Official Reports—Committee on Printing.

Uniform Accounts—Committee on Corporations.

State Buildings—Committee on Buildings and Institutions.

The Laramie Penitentiary—Committee on Buildings and Institutions.

Rawlins Penitentiary—Committee on Buildings and Institutions.

Insane—Committee on Buildings and Institutions.

State Capitol Building—Committee on Buildings and Institutions.

Fish Hatchery—Committee on Game and Fisheries.

The Poor Farm—Committee on Buildings and Institutions.

University—Committee on Education.

The Agricultural College—Committee on Education.

Miners' Hospital—Committee on Buildings and Institutions.

The Deaf, Dumb and Blind—Committee on Buildings and Institutions.

Juvenile Delinquents—Committee on Judiciary.

Home for Soldiers—Committee on Federal Relations.

State Library—Committee on Judiciary.

Revision of the Laws—Committee on Judiciary.

Insurance—Committee on Revenue.

Live Stock Commissioners—Committee on Live Stock.

The World's Fair Exhibit—Committee on Federal Relations.

Mining—Committee on Mines.

Yellowstone National Park—Committee on Federal Relations.

Big Horn Hot Springs—Committee on Agriculture.

Forest Reservations—Committee on Arbitration.

Game Protection—Committee on Game and Fisheries.

Indians—Committee on Federal Relations.

The State Militia—Committee on Federal Relations.

Common Schools—Committee on Education.

State Lands—Committee on Lands and Irrigation.  
 State Engineer—Committee on Lands and Irrigation.  
 What should be done—Committee on Lands and Irriga-  
 tion.  
 Immigration—Committee on Immigration.  
 State Historical Society—Committee on Education.  
 County Boundaries—Committee on Counties.  
 Big Horn County—Committee on Constitutional Amendments.  
 Good Roads—Committee on Bridges and Highways.  
 Board of Pardons—Committee on Judiciary.  
 Attorney General's Report—Committee on Judiciary.  
 Miscellaneous—Committee on Revenue.  
 United States Senators—Committee on Elections.  
 The following communication was received from the  
 Senate:

Senate Chamber,  
 Cheyenne, Wyo., February 8, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your honorable body that, upon reconsideration, the Senate this day passed the following entitled bills:

S. F. No. 47, for "An act to provide for the enumeration of the inhabitants of the State in the year 1895."

Ayes—12.

Noes—6.

Absent—0.

S. F. No. 59, for "An act to amend and re-enact Sec. 1 and Sec. 8, of an act entitled 'An act creating and establishing a State Board of Charities and Reform,'".

Ayes—10.

Noes—7.

Absent—1.

And said bills are herewith transmitted for the consideration of your Honorable Body.

Very respectfully,  
 J. C. ARGESHEIMER,  
 Chief Clerk.

On motion of Mr. Fox, the House resolved itself into Committee of the Whole for the purpose of considering House Bills Nos. 15, 54 and 2, made special order.

Mr. Gregory in the chair.

Upon arising Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration House Bills Nos. 54, 15 and 2, beg to report that they have duly considered the same and recommend as follows:



That H. B. No. 15 do pass.

That H. B. No. 54 be amended as follows:

Insert in the blank space left for dollars in line 1, Sec. 10; the words "twenty-five thousand dollars."

Amend Sec. 13 by striking out the words "wild cat" and "or mountain lion," in line 2.

That sections be renumbered beginning with Sec. 8. And that as so amended the bill do pass.

That H. B. No. 2 be amended as recommended by the Committee on Education under date of February 6th. And that as so amended the bill do pass.

C. M. GREGORY,  
Chairman.

There being no objection offered, the report was received.

On motion of Mr. Kelley the amendments to House Bills Nos. 54 and 2 as recommended by the Committee of the Whole were adopted.

The following communication was received from His Excellency the Governor:

Executive Office,

Cheyenne, Wyo., February 9, 1895.

To the Honorable Speaker of the House:

I have the honor to inform you that I have approved and signed:

Enrolled Act No. 11, Senate, "An act prescribing the age at which deaf and dumb children may be admitted as pupils in the asylum as State charges."

Enrolled Act No. 12, Senate, "An act to amend and re-enact Sec. 1047 of the Revised Statutes defining offences by cheats, swindlers, and others."

Enrolled Act No. 13., Senate, "An act to amend and re-enact Sec. 3554 of the Revised Statutes relating to the allowance of writs of error in criminal cases."

Enrolled Act No. 14, Senate, "An act to provide special terms of the supreme court."

Enrolled Act No. 16, House, "An act providing for the compilation and revision of the Statute laws of the State, and for other purposes."

W. A. RICHARDS,  
Governor.

The following report was submitted by the Committee on Enrollment:

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report Enrolled H. J. R. No. 7, Enrolled Acts Nos. 17, 18 and 19, duly

signed by the President of the Hon. Senate and delivered to the Governor, taking receipts therefor.

W. J. HILLS,  
Chairman.

The Committee on Engrossment submitted the following report:

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 48, 53 and 83 have been duly and properly engrossed and is hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

The Special Committee to whom was referred House Bills Nos. 93 and 131, reported as follows:

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your Special Committee having had under consideration House Bill No. 93, beg leave to report as follows:

In Section 1, line 7 of the printed bill, strike out the word "nine" and insert the word "eleven."

In line 10 of the printed bill, same Section, strike out the word "nine" and insert the word "eleven."

Strike out all of Sec. 2 and insert the following:

"County clerks shall receive the following annual salaries:

In counties of the first-class, eighteen hundred dollars; in Counties of the second-class, eighteen hundred dollars; in Counties of the third class, twelve hundred dollars, and in counties of the fourth-class, twelve hundred dollars."

Strike out all of Sec. 3 and insert the following:

"Sheriffs shall receive the following annual salaries: In Counties of the first-class, fifteen hundred dollars; in Counties of the second class, fifteen hundred dollars; in Counties of the third class, fifteen hundred dollars, and in Counties of the fourth-class, twelve hundred dollars."

Strike out all of Sec. 4 and insert the following:

"County Treasurers shall receive the following annual salaries: In Counties of the first-class, eighteen hundred dollars; in Counties of the second-class, fifteen hundred dollars; in Counties of the third class, twelve hundred dollars; and in Counties of the fourth-class, one thousand dollars."

Strike out all of Sec. 5 and insert the following:

"County and prosecuting attorneys shall receive the following annual salaries: In Counties of the first-class, fifteen hundred dollars; in counties of the second-class, eleven hundred dollars; in Counties of the third class, six hundred dollars; in Counties of the fourth-class, six hundred dollars."

Strike out all of Sec. 9 and insert the following:

County superintendents of schools shall receive the following annual salaries: In Counties of the first-class, six hundred dollars; in Counties of the second-class, five hundred dollars; in Counties of the third class, four hundred dollars, and in Counties of the fourth-class, three hundred dollars."

Strike out all of Sec. 9 and insert the following:

"County Commissioners shall each receive a per diem compensation of five dollars for each day actually employed in the discharge of the duties of his office, and his actual traveling expenses, not exceeding ten cents per mile for each mile actually and necessarily traveled in going to and returning from the meetings of the board, and no other compensation whatsoever."

In Sec. 15, line 6 of the printed bill, after the words "or less" strike out the word "twenty-five" and insert the word "fifty."

In line 7 of the printed bill, same section, after the word "entry" strike out the word "five" and insert the word "ten."

In line 10 of the printed bill, same section, strike out the word "fifteen" and insert the word "twenty-five."

In Sec. 18, line 3, of the printed bill, insert in the blank the word "six."

In line 4 of the printed bill, same section, insert in the blank the word "six."

In line 6 of the printed bill, same section, insert in the blank the word "two."

In Sec. 20, line 5, of the printed bill strike out the word "shall" and insert the word "may."

At the end of Sec. 20 strike out the words "instead of monthly."

And as so amended your Committee respectfully recommend that the bill do pass.

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your Special Committee having had under consideration House Bill No. 131, beg leave to report as follows:

Strike out all of Sec. 2 and insert the following:

"In Counties of the first and second classes the County Clerk may appoint one deputy, to be paid by the County, whose compensation shall be one thousand dollars per year, and the County Commissioners may allow such other deputies as may be necessary, at a salary not to exceed sixty dollars per month, to be paid by the County."

Strike out all of Sec. 3 and insert the following:

"In Counties of the third-class, the County Commissioners may employ a deputy County Clerk at a salary not to exceed sixty dollars per month. In Counties of the fourth-class, the

County Commissioners may employ a deputy County Clerk during the term of the District Court, at a salary not to exceed five dollars per day."

Strike out all of Sec. 4 and insert the following:

"In Counties of the first, second and third class, the sheriff may appoint deputy sheriffs with the following compensation to be paid by the Counties: In Counties of the first-class, one deputy with a compensation of one thousand dollars per year; in Counties of the second-class, one deputy sheriff with a compensation of one thousand dollars per year; and in Counties of the third class, one deputy with a compensation of nine hundred dollars per year."

Add to Sec. 6 the words "not exceeding two dollars and fifty cents per day."

Strike out all of Sec. 7 and insert the following:

"In Counties of the first-class, the County Treasurer may appoint one deputy with a compensation of nine hundred dollars per year, and in all other Counties a deputy Treasurer may be appointed with the consent of the County Commissioners, whenever they may deem the same necessary, for not exceeding three months in any year, with a compensation of not exceeding sixty dollars per month."

Strike out all of Sec. 8 and insert the following:

"The Board of County Commissioners of each County shall, prior to the first day of April in each year, divide their County into assessing districts, not exceeding ten nor less than three in number, provided, that in Counties of the fourth-class, there shall be but one assessing district. In each assessing district, immediately after the establishment of the same, the County Treasurer as ex-officio County Assessor, shall, with the approval of the Board of County Commissioners, appoint a deputy assessor, resident in such district who shall, under the direction of the Treasurer, as ex-officio assessor, assist in making the assessment for that year in that district, and perform the other duties pertaining to the office of assessor therein; such deputy assessors shall each receive a compensation of six dollars per day for the time actually and necessarily engaged in such service, but shall receive no mileage or other compensation whatsoever; provided, that the total amount paid to all deputy Assessors in any year shall not exceed the following: In Counties of the first-class, seven hundred and fifty dollars; in Counties of the second-class, six hundred dollars; in Counties of the third class, five hundred dollars; and in Counties of the fourth class, four hundred and twenty dollars."

And as so amended your committee respectfully recommend that the bill do pass.

By unanimous consent the amendments recommended by

the Special Committee to House Bills Nos. 93 and 131 were adopted.

The Special Committee on House Bills Nos. 40, 94 and 117 submitted the following report:

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your committee especially to consider House Bills Nos. 40, 94 and 117, beg leave to report as follows:

That H. B. No. 94 do pass with amendments attached.

That House Bill No. 40 be indefinitely postponed.

That H. B. No. 117 do pass.

W. J. HILLS,  
J. M. LOBBAN,  
W. E. JACKSON,  
C. J. FINCH,  
E. BROWN,  
B. M. PARMENTER,  
A. D. KELLEY,  
J. S. ALLEN.

The amendments to H. B. No. 94 recommended by the Special Committee were adopted by unanimous consent.

#### BILLS ON SECOND READING.

The following bills were read a second time:

H. B. No. 94, by Mr. Goodell and Mr. Chapman, "A bill for an act consolidating certain County offices, and certain precinct and municipal offices, and regulating the duties pertaining to the offices so consolidated."

Ordered engrossed for third reading.

H. B. No. 93, by Mr. Chapman and Mr. Goodell, "A bill for an act providing for the compensation of County and precinct officers, and regulating the fees to be charged, and the disposition of the same and repealing former laws on this subject."

Ordered engrossed for third reading.

H. B. No. 117, by Committee on Counties, "A bill relating to Justices of the Peace and Constables."

Ordered engrossed for third reading.

H. B. No. 131, by Committee on Counties, "A bill providing for deputies and assistants in certain Counties."

Ordered engrossed for third reading.

Mr. Speaker in the chair.

The Chief Clerk nominated as his assistant Mr. H. W. Moore.

The Enrolling and Engrossing Clerk nominated as his assistant, Miss Pearl Swain.

And on motion of Mr. Kelley, the assistants were elected by acclamation.

On motion the House resolved itself into Committee of

the Whole for the purpose of considering bills on the general file.

Mr. Fox in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg to report that they have considered the same, and recommend as follows:

That S. F. No. 31 do pass.

That H. B. No. 123 do pass.

That substitute for S. F. No. 33 do pass.

That H. B. No. 121 do pass.

That H. B. No. 130 be indefinitely postponed.

That H. B. No. 43 be amended as follows:

By adopting the amendments of the Committee on Game and Fisheries, reported under date of February 5, except that relating to striking out the word "saw dust Sec. 9, line 4; also strike out of said report the words "supported at public expense." relating to Sec. 15. Strike out Secs. 23 and 24.

Add to Sec. 23 the following:

"Nothing in this act shall apply to any private fish pond or to fish brought from other States into this State."

Add as Sec. 28: This act shall take effect and be in force from and after its passage.

And that as so amended the bill do pass.

GEO. W. FOX,  
Chairman.

There being no objection offered the report was received.

The amendments recommended by the Committee of the Whole were unanimously adopted.

The following report was submitted by the Committee on Education:

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your Committee on Education, to whom was referred H. B. No. 158, beg leave to report as follows:

That the bill is recommended to pass.

WILLIAM GOODELL,  
Chairman.

#### FIRST READING OF SENATE FILES.

The following Senate Files were read first time:

S. F. No. 47, by Mr. Appelget, "A bill for an act to provide for the enumeration of the inhabitants of the State of Wyoming in the year 1895, as required by the Constitution."

Referred to Committee of the Whole.

S. F. No. 59, by Mr. McGill, "A bill for an act to amend and re-enact Section 1 and Section 8 of an act entitled 'An act creating and establishing a State Board of Charities and Reform and prescribing in part their duties, and to repeal all acts and parts of acts inconsistent herewith,' approved Jan. 8, 1891."

Referred to Committee on Ways and Means.

By unanimous consent the rules were suspended and the following bills considered in Committee of the Whole were read a second time:

S. F. No. 31, by Mr. Appelget, "A bill for an act requiring all conditional sales or transfers of personal property to be in writing and that such writing be made a matter of record."

Ordered placed on file for third reading.

S. F. No. 33, by Judiciary Committee, "A bill for an act to amend and re-enact Secs. 8, 12 and 13 of Chapter 47 of the Sessions Laws of Wyoming, passed by the Tenth Legislative Assembly, being an act to repeal and re-enact Chapter 1 of Title 40, of the Revised Statutes of Wyoming, relating to juries."

Ordered placed on file for third reading.

H. B. No. 121, by Mr. Torrey and Mr. Ranney, "A bill for an act relating to special elections and municipal elections and amending Sec. 33 of an act entitled 'An act concerning elections and for other purposes,' approved March 14, 1890."

Ordered engrossed for third reading.

H. B. No. 123, by Mr. Hertzog, "A bill for an act to amend and re-enact Secs. 1 and 4 of an act entitled, 'An act relating to and authorizing the issue of bonds by cities and towns for the purpose of redeeming, funding or refunding existing indebtedness,' approved December 24, 1890, said act being Chapter 11 of the Session Laws of the First State Legislature, and relating to municipal bonds."

Ordered engrossed for third reading.

H. B. No. 15, by Mr. Davis, "A bill to repeal all laws relating to bounties on wild animals."

Ordered engrossed for third reading.

H. B. No. 2, by Mr. Fox, "A bill for an act to establish and maintain a system of public instruction."

Ordered engrossed for third reading.

H. B. No. 43, by Mr. Hills, "A bill for an act for the protection of game and fish."

Ordered engrossed for third reading.

H. B. No. 54, by Mr. Sullivan, "A bill for an act to encourage the destruction of predatory wild animals, and providing bounties for the killing thereof and making an appropriation for the payment of such bounties, and for the repeal of Chapter 21 of the Session Laws of 1890 and Chapter 6 of the Session Laws of 1893."

Ordered engrossed for third reading.

The following reports were submitted by the Committee on Constitutional Amendments:

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your Committee on Amendments to the Constitution, to whom was referred H. B. No. 155, beg leave to report as follows:

That same do pass.

PITT COVERT,  
Chairman.

Cheyenne, Wyo., February 9, 1895.

Mr. Speaker:

Your Committee on Amendments to the Constitution, to whom was referred H. B. No. 167, beg leave to report as follows:

That the same do not pass.

PITT COVERT,  
Chairman.

Mr. Torrey here gave notice of his withdrawal of the notice to reconsider the vote on H. B. No. 28.

On motion of Mr. Downey, the House adjourned until Monday February 11th, at 10 o'clock a. m.

M. C. BARROW,  
Chief Clerk.

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### THIRTIETH DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyo., February 11, 1895.

House met at 10 o'clock a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alegr, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.



Absent—Mr. Minta.

Prayer by the chaplain.

Journal of preceding day's session read and approved.

#### BILLS ON FIRST READING.

The following bills were introduced and read first time:

H. B. No. 181, by Mr. Downey, "A bill for an act to amend the laws relating to the amount of capital required of savings banks and associations organized under the laws of the State of Wyoming."

Referred to Committee on Ways and Means.

H. B. No. 182, by Mr. Chapman, "A bill for an act providing for appropriations for the ordinary expenses of maintenance and certain buildings and improvements of State institutions, viz: The Wyoming Hospital for the Insane; The Wyoming General Hospital; The Wyoming Soldiers' and Sailors' Home; The Wyoming University and the Wyoming Agricultural College for the two fiscal years ending March 31, 1897."

Referred to Committee on Ways and Means.

H. B. No. 183 by Mr. Fox, "A bill for an act appropriating moneys and regulating a special levy for maintenance of charitable and penal institutions."

Referred to Committee on Ways and Means.

H. B. No. 183, by Mr. Fox, "A bill for an act appropriating moneys and regulating a special levy for maintenance of charitable and penal institutions."

Referred to Committee on Ways and Means.

The following communication was received from the Attorney General:

Cheyenne, Wyo., February 11, 1895.

Hon. Jay L. Torrey, Speaker, and Members of the House of Representatives:

Gentlemen—Responding to your request made of the Attorney General, under date of the 8th inst., I have the honor to submit for your consideration the enclosed draft of a bill which in my judgment, will enable you to meet the condition expressed in the report of your committee, a copy of which was enclosed in your letter.

Very respectfully submitted,  
T. F. BURKE,

Acting at the request of and for the Attorney General.

#### FIRST READING OF SENATE FILES.

The following Senate Files were read first time:

S. F. No. 43, by Mr. Woodruff, "A bill for an act to provide for the collection of delinquent taxes in the State of

Wyoming and repealing all acts and parts of acts inconsistent with the provisions of this act."

Referred to Committee of the Whole.

S. F. No. 11, by Mr. Appelget, "A bill for an act to provide a lien for labor performed and material and machinery furnished for the erection, reparation or removal of any house, mill, manufactory or building or appurtenance, and to repeal Chapter four (4) of Title twenty-seven (27) of the Revised Statutes of Wyoming, and an act entitled 'An act to make certain mechanics lien laws applicable to all of the Counties in the Territory, and for other purposes,' approved March 2, 1888."

Referred to Committee on Buildings and Institutions.

#### REPORTS OF STANDING COMMITTEES.

Mr. Downey, on behalf of the Committee on Judiciary, submitted the following reports:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred S. F. No. 1, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 136, beg leave to report as follows:

That the same be amended by striking out the words "one hundred" in Sec. 1, and inserting the words "sixty-six and 66-100." Also amend title to correspond and as so amended it do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred S. F. No. 52, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred S. F. No. 60, beg leave to report as follows:

That the same do not pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred S. F. No. 61, beg leave to report as follows:

That with the following amendment the same do pass.  
Strike out the word "two" in Sec. 1, line 5 and insert "four."

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred S. F. No. 48, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 152, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 159, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 154, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,  
Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 160, beg leave to report as follows:

That the same do not pass.

S. W. DOWNEY,  
Chairman.

The Committee on Agriculture submitted the following reports:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Agriculture, to whom was referred H. B. No. 157, beg leave to report as follows:

That it be reported back to the House without recommendation.

F. O. WILLIAMS,  
Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Agriculture, to whom was referred S. F. No. 27, beg leave to report as follows:

We return the same without recommendation.

F. O. WILLIAMS,  
Chairman.

The following report was received from the Committee on Ways and Means:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee of Ways and Means to whom was referred Senate Bill No. 59, beg leave to report as follows:

That the same do pass.

G. F. CHAPMAN,  
Chairman.

#### BILLS ON THIRD READING.

The following bills were read a third time:

S. F. No. 2, by Mr. Hamlin, "A bill for an act to amend and re-enact Secs. 2519 and 2522 of the Revised Statutes of Wyoming relating to civil procedure," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Brooks, Brown, Chapman, Corson, Covert, Downey, Finch, Fox, Goodell, Gregory, Hertzog, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Platt, Scott, Sullivan, Williams, Mr. Speaker—24.

Noes—0.

Absent—Messrs. Alger, Barrett, Black, Bristol, Clark, Davis, Henry, Heward, Iredale, Minta, Parmenter, Ranney, Van Orsdel—13.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 48, by Mr. Parmenter, "A bill for an act to amend and re-enact clause ninth, of Section 1, of an act entitled 'An act concerning attachments in civil actions in the District

Courts,' approved February 24, 1890," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Black, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Hertzog, Heward, Higgins, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—31.

Noes—0.

Absent—Messrs. Barrett, Bristol, Henry, Hills, Minta, Ranney—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H.B. No. 83, by Mr. Lobban, "An act to repeal Sec. 42 of Chapter 73 of the Session Laws of Wyoming for 1890, entitled 'An act defining crimes, regulating criminal procedure and for other purposes,' approved March 14, 1890," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Black, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Goodell, Gregory, Hertzog, Heward, Higgins, Hills, Iredale, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—29.

Noes—Messrs. Finch, Fox—2.

Absent—Messrs. Bristol, Gregory, Jackson, Minta, Ranney—5.

Excused—Mr. Barrett—1.

And thereupon the speaker announced that the bill had been passed by the vote of a majority of all the members elected to the house.

S. F. No. 28, by Mr. Merrill, "A bill for an act to amend Secs. 7, 9, 10, 11, 20, 24 and 26, of Chapter 84 of the Laws of 1890-91 of the State of Wyoming being an act entitled 'An act providing for the office of State Examiner, defining his powers and duties, prescribing his bond and fixing his compensation,'" by unanimous consent was amended as follows:

Strike out Sec. 4 and insert:

Sec. 4. That Sec. 11, of Chapter 84 of the laws of 1890-91 of the State of Wyoming, be, and the same is hereby, amended and re-enacted so as to read as follows: Sec. 11. The State Examiner shall require of Treasurers of Counties and municipal corporations, from time to time, as often as he shall deem necessary, a verified and complete statement of their accounts. He shall personally, without notice to the officers and at irregular intervals, visit State officers at least twice in every

year and County officers at least once in every year, and at such time shall make a thorough examination of the books, accounts and vouchers of said officers. He shall ascertain in detail the various items of receipts and expenditures.

He shall upon request of the City council of any municipal corporation, or upon request of the board of directors of any school district, make a thorough examination of the books, accounts, and vouchers of the officers of such municipal corporation or school district. He shall ascertain in detail the various items of receipts and expenditures, and submit a written report to the city council or board of school directors as the case may be; Provided, however, That such municipal corporation or school district shall pay to the Examiner his traveling and other necessary expenses incident to making such examination.

And as so amended was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—33.

Noes—0.

Absent—Messrs. Allen, Higgins, Mahoney, Minta—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 53, by Mr. Van Orsdel, "A bill for an act to amend and re-enact Sec. 2466 of the Revised Statutes of Wyoming," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—32.

Noes—0.

Absent—Messrs. Allen, Higgins, Kelley, Mahoney, Minta—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

Substitute for S. F. No. 33, by Judiciary Committee, "A bill for an act to amend and re-enact Secs. 8, 12 and 13, of Chapter

47 of the Session Laws of Wyoming Territory, passed by the Tenth Legislative Assembly being an act to repeal and re-enact Chapter 1, of Title 40 of the Revised Statutes of Wyoming relating to juries," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—36.

Noes—0.

Absent—Mr. Minta—1.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. F. No. 31, by Mr. Appelget, "A bill for an act requiring all conditional sales or transfers of personal property to be in writing and that such writing be made a matter of record," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Kelley, Knittle, Lobban, Parmenter, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—32.

Noes—Messrs. Hills, Mahoney, Platt—3.

Absent—Messrs. Finch, Minta—2.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

Mr. Chapman in the chair.

On motion of Mr. Torrey, the reconsideration of the vote of yesterday on H. B. No. 8, was made special order for 4 p. m.

On motion of Mr. Torrey the House resolved itself into Committee of the Whole for the purpose of considering House Bills Nos. 132, 133, 140 and 141 made special order for this morning.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration House Bills Nos. 132, 133, 140 and 141, made special order for this a. m., beg leave to report:

That H. B. No. 140 be amended in accordance with the recommendations of the Committee of Ways and Means. Also strike off the letter "s" from the word "appropriation" in line 5, Sec. 4, and that as so amended the bill do pass.

That H. B. No. 141 do pass.

That H. B. No. 133 be amended in title and in Sec. 1 to read "July 2, 1862," instead of "July 2, 1864" as it now appears. Strike out Sec. 3, and make section numbers as they appear in the original bill, consecutive from 1 to 4, and that as so amended the bill do pass.

That H. B. No. 132 do pass.

S. A. BRISTOL,  
Chairman.

There being no objection offered the report was received.

By unanimous consent the amendments recommended by the Committee of the Whole to House Bills Nos. 133 and 140 were adopted.

Under suspension of the rules the following bills were read a second time:

H. B. No. 132, by Mr. Chapman, "An act regulating the disposition of the receipts and income of the several State institutions."

Ordered engrossed for third reading.

H. B. No. 133, by Mr. Chapman, "A bill for an act regulating the appropriation, use and expenditures of the moneys received under an act of Congress approved March 2, 1887, entitled "An act to establish agricultural experiment stations in connection with the colleges established in the several States under the provisions of an act approved July 2, 1862," and of the acts supplementary thereto."

Ordered engrossed for third reading.

H. B. No. 140, by Mr. Chapman, "A bill for an act amending and supplementing an act approved January 8, 1891, entitled, 'An act creating and establishing a State Board of Charities and Reform and prescribing in part their duties, and repealing all acts and parts of acts inconsistent therewith.'"

Ordered engrossed for third reading.

H. B. No. 141, by Mr. Chapman, "A bill for an act concerning appropriations for the support and maintenance of the University of Wyoming and requiring an annual accounting of the expenditure of the same."

Ordered engrossed for third reading.

H. B. No. 184, by Mr. Iredale, "A bill for an act providing for the changing of County seats in the organized Counties of the State," was introduced, read first time and referred to the Committee of the Whole.

The following report was submitted by the Committee on Live Stock:



Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Live Stock, to whom was referred H. B. Nos. 156, 162 and 166, beg leave to report as follows:

That they have had the same under consideration and recommend that they do pass.

JOHN MAHONEY,  
Chairman.

On motion, a recess was taken until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

#### BILLS ON THIRD READING.

The following bills were read a third time:

H. B. No. 15, by Mr. Davis, "A bill to repeal all laws relating to bounties on wild animals," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Lobban, Mahoney, Platt, Ranney, Williams, Mr. Speaker—29.

Noes—Messrs. Parmenter, Scott—2.

Absent—Messrs. Brooks, Iredale, Knittle, Minta, Sullivan, Van Orsdel—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 54, by Mr. Sullivan, "A bill for an act to encourage the destruction of predatory wild animals, and providing bounties for the killing thereof, and making an appropriation for the payment of such bounties, and for the repeal of Chapter 21 of the Session Laws of 1890 and Chapter 6, of the Session Laws of 1893," was amended by unanimous consent as follows:

Add to Sec. 9: "Provided that the payment of bounties under the provisions of this act shall be limited to the appropriations herein made."

Insert after the word "presented" in line 3, Sec. 2, the words "such punch mark to be not less than five-eighths of an inch in diameter," and as so amended the bill was read a third time and placed upon its final passage."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Black, Bristol, Brooks, Clark, Corson, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Ranney, Scott, Sullivan, Williams, Mr. Speaker—28.

Noes—Messrs. Barrett, Brown, Chapman, Goodell, Heward, Platt, Van Orsdel—7.

Absent—Messrs. Covert, Minta—2.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 43, by Mr. Hills, "A bil for an act for the protection of game and fish," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Davis, Downey, Finch, Fox, Goodell, Henry, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—30.

Noes—Messrs. Chapman, Gregory, Hertzog, Heward—4.

Absent—Messrs. Alger, Covert, Minta—3.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 94, by Mr. Goodell and Mr. Chapman, "A bill for an act consolidating certain County offices, and certain precinct and municipal offices and regulating the duties pertaining to the offices so consolidated," was read a third time and placed upon its final passage.

The result of the vote on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Corson, Covert, Davis, Downey, Finch, Goodell, Henry, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Scott, Van Orsdel, Williams, Mr. Speaker—28.

Noes—Messrs. Clark, Fox, Gregory, Heward, Ranney, Sullivan—6.

Absent—Messrs. Hertzog, Iredale, Minta—3.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 117, by Committee on Counties, "A bill relating

to Justices of the Peace and Constables," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Finch, Goodell, Henry, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker.—28.

Noes—Messrs. Downey, Fox, Gregory, Hertzog, Heward—5.  
Absent—Messrs. Brown, Iredale, Minta, Van Orsdel—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 121, by Mr. Torrey and Mr. Ranney, "A bill for an act relating to special elections and municipal elections, and amending Sec. 33 of an act entitled, 'An act concerning elections and for other purposes,' approved March 14, 1890," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—34.

Noes—0.

Absent—Messrs. Iredale, Minta, Van Orsdel—3.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 123, by Mr. Hertzog, "A bill for an act to amend and re-enact Secs. 1 and 4 of an act entitled, 'An act relating to and authorizing the issue of bonds by cities and towns for the purpose of redeeming, funding or refunding existing indebtedness,' approved December 24, 1890, said act being Chapter 11 of the Session Laws of the First State Legislature and relating to municipal bonds."

By unanimous consent was amended as follows:

In Section 1, line 10, strike out the word "the" between the words "of" and "denomination" and insert the word "such." Add the letter "s" to the word "denomination" in same section and line, and strike out the words "of one thousand dollars each, or of five hundred dollars each," appearing in lines 10 and 11, of Section 1.

In Sec. 2, line 6, strike out the word "twentieth" and insert in lieu thereof the word "tenth."

And as so amended the bill was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brown, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—34.

Noes—0.

Absent—Messrs. Brooks, Minta, Van Orsdel—3.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 185, by Mr. Knittle, "A bill for an act making it a misdemeanor to drive any herd or band of horses, cattle, or sheep upon, or to negligently or maliciously permit any such herd or band to go upon the lands of any person, persons, company or corporation which shall be enclosed by a fence constructed in the manner provided by law," was introduced, read first time and referred to the Committee on Live Stock.

The Committee on Lands and Irrigation submitted the following reports:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Lands and Irrigation, to whom was referred S. F. No. 55, beg leave to report as follows:

A majority of your committee recommend that the bill do pass.

J. A. VAN ORSDEL,  
Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Lands and Irrigation, to whom was referred Senate Joint Memorial No. 1, beg leave to report as follows:

A majority of your committee recommend that said Memorial do pass.

J. A. VAN ORSDEL,  
Chairman.

The following report was submitted by the Committee on Mines:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee No. 12, on Mines, to whom was referred H. B. No. 170, beg leave to report as follows:

That it be referred to the Committee of the Whole without recommendation.

JOSEPH IREDALE,  
Chairman.

The Committee on Counties reported as follows:

Cheyenne, Wyo., February 11, 1895.

To the Hon. Speaker of the House:

Your Committee on Counties hereby return H. B. No. 163, with the recommendation that it do pass.

L. H. BROOKS,  
Chairman.

On motion of Mr. Covert, House Bills Nos. 155, 167, 176, 178 and 179 were made special order for Tuesday, February 12, at 11 o'clock a. m.

On motion of Mr. Fox, the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Mr. Fox in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee of the Whole having had under consideration bills on the general file, beg leave to report that the same have been duly considered and your committee recommend as follows:

That H. B. No. 145 do pass as amended by the special committee to whom the bill was referred.

That H. B. No. 46 do not pass.

That H. B. No. 114 do pass.

That H. B. No. 111 do pass.

That H. B. No. 120 be amended in Sec. 1, line 17, by inserting after the word "conveyance" the words "or a conveyance hired by him," and that as so amended it be indefinitely postponed.

GEO. W. FOX,  
Chairman.

There being no objection offered the report was received.

By unanimous consent the amendments recommended by the Committee of the Whole to House Bill No. 145 were adopted.

H. B. No. 46, by Mr. Finch, "A bill for an act to amend and re-enact Sec. 9, of Chapter 69 of the Session Laws of 1890-91 of the State of Wyoming, being an act entitled 'An act providing for the propagation, distribution and protection of fish,' " was by unanimous consent indefinitely postponed.

The amendments to H. B. No. 120 recommended by the Committee of the Whole were adopted by unanimous consent.

The following report was submitted by the Committee on Enrollment:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report the following bills correctly enrolled: H. B. No. 38 as Enrolled Act No. 20; H. B. No. 85 as Enrolled Act No. 21; H. B. No. 107 as Enrolled Act No. 22; H. B. No. 108, as Enrolled Act No. 23, and the same are herewith returned.

W. J. HILLS,  
Chairman.

Mr. Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 20, "An act to provide for the establishment of a branch State fish hatchery at or near the town of Sheridan, in the County of Sheridan, and providing for its management and control, and making an appropriation for the erection of the necessary buildings, and the construction of the necessary water ways and fish ponds for that purpose."

House Enrolled Act No. 21, "An act to provide for the building of a branch fish hatchery near Sundance in the County of Crook, and to appropriate necessary funds to establish and maintain the same."

House Enrolled Act No. 22, "An act to temporarily establish and maintain the Wyoming Soldiers' and Sailors' home."

House Enrolled Act No. 23, "An act to prevent the killing of buffalo in the State of Wyoming, and to provide penalties for a violation of the provisions of this act."

There being no objection offered he signed the same in the presence of the House.

Mr. Brooks in the chair.

Mr. Torrey here moved that the vote of yesterday on H. B. No. 8, be reconsidered, which motion prevailed by the following vote:

Ayes—Messrs. Alger, Barrett, Black, Brooks, Brown, Clark, Finch, Henry, Heward, Higgins, Iredale, Jackson, Knittle, Loblan, Ranney, Scott, Sullivan, Van Orsdel, Torrey—19.

Noes—Messrs. Allen, Bristol, Chapman, Corson, Covert, Davis, Downey, Fox, Goodell, Gregory, Hertzog, Hills, Kelley, Mahoney, Parmenter, Platt, Williams—17.

Absent—Mr. Minta—1.

H. B. No. 8, by Mr. Torrey and Mr. Ranney, "An act to levy a tax and appropriate the amount realized therefrom for the years 1895 and 1896, and for the purchase of a site for and the erection and equipment of an agricultural college building at or near Lander with such amount," was again read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Black, Brooks, Brown, Clark, Downey, Finch, Henry, Heward, Higgins, Iredale, Jackson, Knittle, Lobban, Ranney, Scott, Sullivan, Van Orsdel, Torrey.—20. Mr. Downey first voting “no,” but changing his vote to “aye” before the result was announced.

Noes—Messrs. Allen, Bristol, Chapman, Corson, Covert, Davis, Fox, Goodell, Gregory, Hertzog, Hills, Kelley, Mahoney, Parmenter, Platt, Williams—16.

Absent—Mr. Minta—1.

The Speaker here announced that the bill had been passed by the vote of a majority of all the members elected to the House.

Mr. Torrey here moved a reconsideration of the vote by which H. B. No. 8 had just been passed, which motion was defeated by the following vote:

Ayes—Messrs. Allen, Bristol, Chapman, Corson, Covert, Davis, Downey, Fox, Goodell, Gregory, Hertzog, Hills, Kelley, Mahoney, Parmenter, Platt, Williams—17.

Noes—Messrs. Alger, Barrett, Black, Brooks, Brown, Clark, Finch, Henry, Heward, Higgins, Iredale, Jackson, Knittle, Lobban, Ranney, Scott, Sullivan, Van Orsdel, Torrey—19.

Absent—Mr. Minta—1.

And thereupon the Speaker announced that the motion to reconsider the bill had been defeated by the vote of a majority of all the members elected to the House.

Mr. Speaker in the chair.

#### UNFINISHED BUSINESS.

H. B. No. 7, by Mr. Sullivan, “A bill for an act to amend Chapter 46 of the Session Laws of the First State Legislature entitled, ‘An act to amend and re-enact Sec. 15 and Sec. 19, of Chapter 40 of the Session Laws of 1888,’ entitled an act to repeal and re-enact Chapter 1, Title 30 of the Revised Statutes of Wyoming, approved March 6, 1888, approved January 9, 1891, relating to the recording of mining claims and the time in which to sink discovery shaft thereon,” having been amended in the Senate, the House refused to concur in such amendment and the bill was referred to special committee for conference.

H. B. No. 40, by Mr. Higgins, “A bill for an act consolidating the offices of Clerk of the District Court and County Treasurer in Counties having an assessed valuation not exceeding two million of dollars, providing that in such Counties the duties of County Treasurers shall be performed by the Clerk of the District Court under an ex-officio title, fixing the compensation to be paid to the Clerk of the District Court in such cases, and for other purposes.”

On motion was laid on the table.

On motion of Mr. Downey the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Mr. Higgins in the chair.

Upon arising, Mr. Speaker in the chair, the Committee reported as follows:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report that the same have been duly considered and your committee recommend as follows:

That H. B. No. 72, be amended by adding to Sec. 27 the following:

Sec. 27 a. It shall be the duty of the County Clerk of each County, to furnish to the judges of election, if such polling precinct has, by the returns of the last preceding election, shown to have polled not more than fifty votes, the same books, stationary and blank forms of affidavits and printed copies of the election act, as they are required to furnish to the registry agents of such election districts, in which registration is required, before the day of election. It shall be the duty of the judges of election, in the precincts wherein they are required to also act as registry agents to register in the proper official register, each voter applying to vote, in the manner prescribed by law for registration, prior to such voter being permitted to cast his ballot at such election. And that as so amended the bill do pass.

That H. B. No. 103 do not pass.

That H. B. No. 113, be amended as follows:

Amend Sec. 4 by striking out the word "the number" in line 4, "of sheep owned by him and grazing in such County," in line 5, "the number of sheep in each such" in line 6, the word "band" in line 7, "and the number of sheep in each such band that are or" in line 13, and the words "have been within said period so affected" in line 14, all of which amendments are made with reference to the printed bill.

JOHN E. HIGGINS,  
Chairman.

There being no objection offered the report was received.

By unanimous consent the amendments recommended by the Committee of the Whole to House Bills Nos. 72 and 113, were adopted.

H. B. 103, by Mr. Parmenter, "A bill for an act to provide that the term of office of the members of the Board of Live Stock Commissioners of Wyoming shall be four years," was by unanimous consent indefinitely postponed.



The following communication was received from his Excellency, the Governor:

Executive Office,  
Cheyenne, Wyo., February 11, 1895.

To the Honorable Speaker of the House:

I have the honor to inform you that I have this day approved and signed:

Enrolled Act No. 17, House, "An act fixing the maximum rate of interest that may be taken, reserved, or charged, and prohibiting the taking of usury.

Enrolled Act No. 18, House, "An act fixing the maximum rate of interest that may be taken, reserved, or charged, and prohibiting the taking of usury."

Enrolled Act No. 18, House, "An act to prevent cruelty to animals, and to provide punishment therefor."

Enrolled Act No. 19, House, "An act providing for additional clerical assistance in the Senate and House of Representatives.

Enrolled Joint Resolution No. 7, House, "Protesting against the issuance of gold bonds by the general government.

W. A. RICHARDS,  
Governor.

#### BILLS ON FIRST READING.

The following bills were introduced and read first time:

H. B. No. 186, by Mr. Torrey, "A bill for an act relating to the regulations of the grand jury system and repealing Secs. 14, 15, 16 and 17 of an act entitled, 'An act to change and regulate the grand jury system by reducing the number of grand jurors, providing that a grand jury will be summoned only when ordered by the court, and providing for prosecution by information, and the procedure thereunder,' approved January 10, 1891."

Referred to Committee on Judiciary.

H. B. No. 187, by Mr. Torrey, "A bill for an act relating to prosecution by information and procedure thereunder, and repealing Secs. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 of an act entitled 'An act to change and regulate the grand jury system by reducing the number of grand jurors, providing that a grand jury shall be summoned only when ordered by the court, and providing for prosecution by information and the procedure thereunder,' approved January 10, 1891 and an act entitled 'An act to amend and re-enact Sec. 7, of Chapter 59 and to repeal Sec. 8 of Chapter 59 of the Session Laws of the State of Wyoming,' enacted by the First State Legislature regulating the grand jury system," approved February 17, 1893."

Referred to Committee on Judiciary.

The following report was submitted by the Committee on Engrossment:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 15, 43, 54, 121, 123, 94 and 117 have been duly and properly engrossed and are hereby returned for action.

On motion a recess was taken until 7:30 o'clock p. m.

#### EVENING SESSION.

House called to order.

Mr. Speaker in the chair.

#### BILLS ON SECOND READING.

By unanimous consent the rules were suspended and the Clerk instructed to read by title only.

The following bills were read a second time:

H. B. No. 111, by Mr. Downey "A bill for an act to amend and re-enact Sec. 32 of an act entitled, 'An act concerning elections and for other purposes,' approved March 14, 1890, relating to the right of persons not registered to vote, as amended by Sec. 13, of Chapter 100 of the Session Laws of Wyoming of 1890-91, relating to elections, approved January 21, 1891, in such manner as to permit others who are registered to vote in any precinct of their County if necessarily absent from their voting precinct on the day of election."

Ordered engrossed for third reading.

H. B. No. 120, by Mr. Parmenter, "A bill for an act to prevent the indiscriminate use of vehicles to convey voters to and from the polls on election day."

H. B. No. 145, by Mr. Kelley, "A bill for an act to incorporate cities of the first-class, and regulating their duties, power and government."

The Special Committee to whom was referred H. B. No. 145, recommended the following amendments:

Amend Sec. 2 as follows:

Strike out all of said section after the word "provided," and insert in lieu thereof:

"Any city heretofore organized under special charter may abandon such charter and organize under the provisions of this act, by resolution of the city council of said city, approved by the mayor thereof, which resolution and approval shall be certified to the Governor of the State, under the seal of such city; and thereupon, by public proclamation of the Governor, such city shall be declared organized under the provisions of this act, with all the powers and obligations pertaining thereto."

Strike out all of Sec. 88.

And Mr. Kelley offered the following amendments:

Sec 2, lines 1, 2, strike out the word "five" and insert the word "four."

Sec. 3, line 4, strike out the word "four" and insert the word "three."

Sec. 10, line 2, strike out the word "four" and insert the word "three."

Sec. 13, line 4, insert between the words "act" and "three" the words "not less than two, nor more than."

Line 5, strike out the words "two and three" and insert the words "and two;" and after the word "respectively" in same line, add "in case two councilmen shall be elected from each ward, and for one, two and three years, respectively, in case three councilmen shall be elected therefrom."

In same line strike out the word "three" and in line 6 strike out the word "years" and insert "two or three years, as there shall be two or three councilmen elected from each ward; the number of councilmen to be elected from each ward to be fixed by the council at such times as they may provide for the number of wards constituting such city."

Sec. 14, line 2, strike out the words "street commissioner" and "water commissioner."

Sec. 14, line 15, add to section: "The city council shall have power by a two-thirds vote of all councilmen elected to remove any officer appointed under this charter for incompetency or neglect of duty."

Sec. 17, line 3, strike out the words "seven hundred and fifty" and insert "five hundred."

Line 5, strike out the words "one thousand" and insert "seven hundred and fifty."

Line 6, strike out the words "water commissioner one thousand dollars per."

Line 7 strike out the word "annum" at beginning of line.

Line 8, strike out the words "three hundred dollars per annum" and insert "two dollars for actual attendance at each regular or special meeting of the city council, and three dollars per day for each day of actual attendance at the meetings of the members of such city council when sitting as a board of equalization of assessments for taxation, such last named period not to exceed fifteen days."

Lines 8 and 9, strike out the words "street commissioner, seventy-five dollars per month for the time actually employed."

Sec. 24, lines 8 and 16, strike out the word "month" and insert the word "quarter."

Sec. 27, line 8, strike out the word "one" and insert the word "two."

Sec. 29, line 1, between the words "commissioner" and

"shall" insert the words "when the office shall be created by the city council."

Sec. 50, line 3, strike out the word "month" and insert the word "week."

Lines 3 and 4, strike out the words "be published in some newspaper published within the city" and insert "be posted in the office of the City Clerk and in such other public places as the city council may direct."

Line 4, between the words "or" and "in" insert the word "published."

Line 6, strike out the word "shall" and insert the word "may."

Lines 6 and 7 strike out the words "the manner above prescribed" and insert in lieu thereof "some newspaper published within the city."

Lines 9 and 10, strike out the words "immediately upon its first publication as above provided."

Sec. 52, lines 16 and 17, strike out the words "the same shall revert to the owners of the adjacent real estate, one-half on each side thereof" and insert in lieu thereof the words "the same shall remain the property of the city, to be held, controlled and disposed of as other city property."

Sec. 52, line 231, strike out the word "unlicensed."

Sec. 54, lines 2 and 3, strike out the words "receipts of the city, and the sources thereof and an itemized account of the expenditures and the."

Sec. 57, line 9, insert in blank the word "sixty."

Sec. 67, line 4, after the word "chapter" add to section the following words "until full payment thereof."

Sec. 88, strike out the entire section.

Sec. 89, change number to Section 88.

Sec. 2. sub-Sec. 10, lines 62 and 63, strike out the words, "provided that no such license shall authorize the keeping, owning or harboring of more than two dogs."

Sec. 52, sub-Sec. 41, line 246, insert after the word "articles" the words "hay and straw," also after the word "benzine" insert the word "gasoline."

Sec. 68, line 9, strike out the word "Cheyenne" and leave blank \_\_\_\_\_ in its place.

Which amendements were adopted by unanimous consent and the bill ordered engrossed for third reading.

H. B. No. 72, "A bill for an act to amend and re-enact Sections 15 and 27 of Chapter 84 of the Session Laws of Wyoming Territory enacted by the Eleventh Legislative Assembly of the Territory of Wyoming, being an act entitled 'An act concerning elections and for other purposes,' approved March 14, 1890."

Ordered engrossed for third reading.

On motion of Mr. Kelley the House resolved itself into Committee of the Whole for the consideration of bills on the general file.

Mr. Goodell in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following reports:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg to report that they have considered the same, and recommend as follows:

That H. B. No. 113 do pass as amended.

That H. B. No. 101 be indefinitely postponed.

WILLIAM GOODELL,  
Chairman.

There being no objection offered the report was received.

On motion H. B. No. 101 was indefinitely postponed.

Mr. Van Orsdel here moved to reconsider the vote of Saturday, February 9th, by which H. B. No. 99 had been passed.

Mr. Lobban moved to lay the motion on the table, which was carried by the following vote:

Ayes: Messrs. Alger, Allen, Black, Clark, Davis, Finch, Henry, Higgings, Iredale, Jackson, Knittle, Lobban, Mahoney, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—19.

Noes: Messrs. Chapman, Corson, Downey, Fox, Goodell, Gregory, Hertzog, Heward, Parmenter, Van Orsdel—10.

Absent: Messrs. Barrett, Brooks, Brown, Covert, Hills, Minta—6.

Excused: Messrs. Bristol, Kelley—2.

And thereupon the Speaker announced that the motion for a reconsideration was laid on the table by the vote of a majority of the members elected to the House.

H. B. No. 93, by Mr. Chapman and Mr. Goodell, "A bill for an act providing for the compensation of County and Precinct officers and regulating the fees to be charged and the disposition of the same and repealing former laws on this subject," was amended by unanimous consent as follows: In Section 4 to read "counties of the third class, one thousand dollars." and was read a third time and placed upon its final passage.

The result of the vote upon the final passage of the bill was as follows:

Ayes: Messrs. Alger, Allen, Black, Bristol, Chapman, Corson, Davis, Downey, Finch, Goodell, Gregory, Henry, Higgings, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Scott, Williams, Mr. Speaker—24.

Noes: Messrs. Clark, Fox, Hertzog, Heward, Ranney Sullivan—6.

Absent: Messrs. Barrett, Brooks, Brown, Covert, Hills, Minta, Van Orsdel—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

The following reports were received from the committee on Engrossment:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 133, 93, 141, 132 and 140 have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bill No. 131 has been duly and properly engrossed and is hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

By unanimous consent the rules were suspended and H. B. No. 131 by Committee on Counties "A bill providing for deputies and assistants in certain Counties," was read a third time and placed upon its final passage.

The result of the vote upon the final passage of the bill was as follows:

Ayes: Messrs. Alger, Allen, Black, Bristol, Chapman, Corson, Davis, Downey, Finch, Fox, Goodell, Henry, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Scott, Williams—22.

Noes: Messrs. Clark, Gregory, Hertzog, Heward, Higgins, Ranney—6.

Absent: Messrs. Barrett, Brooks, Brown, Covert Hills, Minta, Sullivan, Van Orsdel, Mr. Speaker—9.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

On motion of Mr. Chapman S. F. No. 27 was made special order for 4 o'clock p. m. February 12th.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, February 9, 1895.

Hon. Speaker of the House.

Sir—I have the honor to inform your Honorable Body that the following entitled bills this day passed the Senate:

S. F. No. 11, for an act to provide a lien for labor performed and material furnished for the erection, reparation or removal of any house, mill, manufactory, etc.

Ayes, 10.

Noes, 7.

Absent, 1.

S. F. No. 43, for an act to provide for the collection of delinquent taxes.

Ayes, 15.

Noes, 2.

Absent, 1.

H. B. No. 7, for an act relating to the recording of mining claims and the time in which to sink discovery shafts thereon; amended as indicated on the slips thereto attached.

Ayes, 14.

Noes, 3.

Absent, 1.

H. B. No. 38, for an act to provide for the establishment of a Branch State Fish Hatchery at or near the town of Sheridan.

Ayes, 12.

Noes, 6.

Absent, 0.

H. B. No. 85, for an act providing for the building of a Branch Fish Hatchery near Sundance.

Ayes, 12.

Noes, 5.

Absent, 1.

H. B. No. 107, for an act to temporarily establish and maintain the Wyoming Soldiers' and Sailors' Home.

Ayes, 17.

Noes, 1.

Absent, 0.

H. B. No. 108, for an act to prevent the killing of buffalo in the State of Wyoming.

Ayes, 18.

Noes, 0.

Absent 0.

Said Senate files Nos. 11 and 43 are herewith transmitted for the consideration and action of your Honorable Body; said House Bills Nos. 7, 38, 85, 107, and 108 are herewith returned, and the concurrence of the Honorable House in Senate amendments to said H. B. No. 7 is respectfully requested.

I also have the honor to return to your Honorable Body H. B. No. 80, for an act creating a Board of Immigration, which this day failed to pass the Senate, the vote thereon being:

Ayes, 5.

Noes, 11.

Absent, 2.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

On motion of Mr. Alger the House adjourned.

M. C. BARROW,

Chief Clerk.

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### THIRTY-FIRST DAY.

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Hall of the House of Representatives.

Cheyenne, February 12th, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present: Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent: Messrs. Brown, Minta.

Prayer by the chaplain.

Journal of the preceding day's session read and approved.

No objection being offered, Mr. Clark was excused from attendance last week on account of necessary absence.

Mr. Brown was excused indefinitely on account of sickness in his family.

The Speaker appointed as Conference committee on H. B. No. 7, Messrs. Sullivan and Kelley.

The following communications were received from the senate:



Senate Chamber,  
Cheyenne, Wyo., February 11, 1895.

Sir—I have the honor to inform your Honorable Body that the following bills were this day introduced in the Senate:

S. F. No. 84, by Mr. Appleget, "A bill for an act providing for the organization of unorganized counties,"

S. F. No. 85, by Mr. Hamlin, "A bill for an act to repeal Chapter 17 of the Session Laws of 1890 and to re-enact Section 3441 of the Revised Statutes of Wyoming."

Very respectfully,  
J. C. ARGESHETMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 11, 1895.

Hon. Speaker of the House.

Sir—I have the honor to inform your Honorable Body that the following bills this day passed the Senate:

Substitute for S. F. No. 65, "A bill for an act to provide that taxes shall be paid in money only and to repeal Section 3815 of the Revised Statutes of Wyoming, and Chapter 16 of the Session Laws of the State of Wyoming, enacted by the First State Legislature, and to amend and re-enact Section 1827 of the Revised Statutes of Wyoming, all relating to the payment of taxes by county warrants."

S. F. No. 67, "A bill for an act to repeal Chapter 27 of the Session Laws of the State of Wyoming for the year 1893, entitled 'An act ceding to the United States jurisdiction over certain military posts and lands, and the Shoshone Indian Reservation.'"

S. F. No. 68, "A bill for an act to amend and re-enact Section 3776 of the Revised Statutes of Wyoming as the same is amended and re-enacted by Section 2 of Chapter 36 of the Session Laws of the State of Wyoming for the year 1890-91, approved January 8, 1891, relating to the taxation of property."

S. F. No. 71, "A bill for an act to allow County and Prosecuting Attorneys their necessary expenses in certain cases."

S. F. No. 78, "A bill for an act to define the Judicial Districts of the State and prescribing the time for holding the terms of the District Court in the several Counties of each Judicial District, and to repeal Chapter 4 of the Session Laws of the State of Wyoming enacted by the Second State Legislature, and Sections 1, 3, 4 and 5 of Chapter 52 of the Session Laws of the State of Wyoming enacted by the First State Legislature."

S. F. No. 82, "A bill for an act to provide for the extirpation of the Russian thistle and kindred pests."

S. F. No. 80, "A bill for an act fixing the compensation to be paid the Coroners of the respective counties of the State."

And said bills are herewith transmitted for the consideration and action of your Honorable Body.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 11, 1895.

Hon. Speaker of the House.

Sir—I have the honor to inform your Honorable Body that the following entitled bills this day passed the Senate:

Senate substitute for H. B. No. 3, for "An act relative to bonds, undertakings, recognizances, guarantees," etc.

Ayes, 18.

Noes, 0.

Absent, 0.

H. B. No. 39, for "An act relating to duties of County Superintendents of Schools," etc., with amendments as per slips thereto attached.

Ayes, 17.

Noes, 1.

Absent, 0.

H. B. No. 86, for "An act relating to voters who are unable to mark their ballots," with titles amended as per slips thereto attached.

Ayes, 18.

Noes, 0.

Absent, 0.

Said H. B.'s No. 39 and 86 are herewith inclosed, and the concurrence of your Honorable Body in Senate amendments thereto is respectfully requested; H. B. No. 3, together with Senate substitute therefore, is herewith transmitted, and the concurrence of the Honorable House in said substitute is desired.

I also have the honor to return herewith H. B. No. 104, for "An act concerning liquor licenses and penalties," further consideration of which was this day, by the Senate, indefinitely postponed.

Very Respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

#### UNFINISHED BUSINESS.

Substitute for H. B. No. 86, by Mr. Finch, "A bill for an act to amend and re-enact Section 126 of an act entitled 'An act concerning elections,' approved March 4, 1890, relat-

ing to voters who are unable to mark their ballots," was amended by the Senate as follows:

Amend title to read: "A bill for an act to amend and re-enact Section 126 of Chapter 80 of the Session Laws of 1890, approved March 4th, 1890, being an act concerning elections, relating to voters who are unable to mark their ballots."

Which amendments were concurred in by the House by the following vote:

Ayes, Messrs. Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills Iredale, Jackson, Kelley, Mahoney, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—28.

Noes, 0.

Absent, Messrs. Alger, Brown, Clark, Finch, Knittle, Lobban, Minta, Parmenter, Van Orsdel—9.

And thereupon the Speaker announced that Senate amendments to H. B. No. 86 had been concurred in by the vote of a majority of all the members elected to the House.

H. B. No. 39, by Mr. Alger, Mr. Brooks, and Mr. Chapman, "An act to amend and re-enact Chapter 77 of the Session Laws of Wyoming for the year one thousand eight hundred and eighty-eight, entitled 'An act to amend Section thirty-nine hundred and fourteen of the Revised Statutes of Wyoming,' approved March 9th, 1888," was amended by the Senate as follows:

Amend title by inserting the words "for the distribution of poll tax," between the words "schools" and "and" in line No. 4 of the title.

Insert between the words "herewith" and "he" in line 28 on page 4, Section 1 (this bill) the following words:

"And the County Superintendent of Schools shall abolish or join to a contiguous district, any school district in which no school has been maintained for twelve consecutive months, and all funds to the credit of such district so abolished or joined to another district, shall be returned to, and become a part of, the general school fund of the county; Provided, That nothing in this act shall be so construed as to prevent the County Superintendent of Schools from joining any school district (having less than eight pupils) to any other school district lying contiguous thereto, if in the judgment of said superintendent it will be to the benefit of the public schools, to so join such districts."

Which amendments were concurred in by the House by the following vote:

Ayes: Messrs. Allen, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Goodell, Henry,

Heward, Higgins, Iredale, Jackson, Kelley, Ranney, Scott, Sullivan, Williams, Mr. Speaker—23.

Noes: Messrs. Barrett, Gregory, Hertzog, Hills, Mahoney, Platt—6.

Absent: Messrs. Alger, Brown, Fox, Knittle, Lobban, Minta, Parmenter, Van Orsdel—8.

And thereupon the Speaker announced that Senate amendments to H. B. No. 39 had been concurred in by the vote of a majority of all the members elected to the House.

Senate substitute for H. B. No. 3 was referred to the Committee of the Whole.

The following resolution was offered by Mr. Downey and unanimously adopted by a rising vote:

"Whereas, This day is the anniversary of the birth of the illustrious American, Abraham Lincoln, the conspicuous figure of mankind, of this grandest of all centuries, the man honored and beloved by the poor and oppressed of every clime and of all people, the man whose life is a source of inspiration to every American youth in the hard struggle for honorable existence and honorable preferment, and

"Whereas, It is befitting that some recognition should be made by this House of the grand life, noble character and devoted and lasting services of this great American, largely through whose efforts it was determined in his own well chosen words, "that a government of the people, by the people and for the people should not perish from the earth."

"Therefore, Be It Resolved, by the House of Representatives, that the representatives of the people of this commonwealth, pause with gratitude in the dispatch of public business to revere and honor, on the day of his birth, this grand and simple man, great in his simplicity, the name and memory of Abraham Lincoln, and hail him and his achievements as one who filled the measure of his country's glory, and

"Be It Resolved, That this resolution be read and adopted by a rising vote, and that it be spread at large upon the Journal of this House."

By unanimous consent the following bill was introduced and read first time:

H. B. No. 188, by Mr. Chapman—"A bill for an Act to amend and re-enact Section 11 of Chapter 79 of the Session Laws of 1890 and 1891, entitled 'An Act concerning public lands of the State of Wyoming, providing for the selection, care, leasing and control of same, and designating and defining duties of officers in selection, management and control of such lands.'"

Referred to Committee on Ways and Means.

## FIRST READING OF SENATE FILES.

The following Senate Files were received and read the first time:

S. F. No. 67, by Mr. Woodruff—"A Bill for an act to repeal Chapter 20 of the Session laws of the State of Wyoming for the year 1893, entitled 'An Act ceding to the United States jurisdiction over certain military posts and lands and the Shoshone Indian reservation.'"

Referred to Committee on Federal Relations.

Substitute for S. F. No. 65, by Judiciary Committee—"A Bill for an act providing that taxes shall be paid in money only, and to repeal section 3815 of the Revised Statutes of Wyoming, and chapter 16 of the Session Laws of the State of Wyoming, enacted by the First State Legislature, and to amend and re-enact section 1827 of the Revised Statutes of Wyoming, all relating to the payments of taxes by county warrants."

Referred to Committee on Judiciary.

S. F. No. 68, by Mr. Ludvigsen—"A bill for an act to amend and re-enact section 3776 of the Revised Statutes of Wyoming as the same is amended and re-enacted by section 2 of chapter 36 of the Session Laws of the State of Wyoming for the years 1890-91, approved January 8, 1891, relating to taxation of property."

Referred to Committee on Ways and Means.

S. F. No. 78, by Mr. Hamlin—"A Bill for an act to define the judicial districts of the State and prescribing the time for holding the terms of the district court in the several counties of each judicial district, and to repeal chapter 4 of the Session Laws of the State of Wyoming, enacted by the Second State Legislature, and sections 1, 3, 4 and 5 of chapter 52 of the Session Laws of the State of Wyoming enacted by the First State Legislature."

Referred to Committee on Judiciary.

S. F. No. 80, by Mr. Craig—"A Bill for an act fixing the compensation to be paid the coroners of the respective counties of the State."

Referred to Committee on Counties.

S. F. No. 8, by Mr. Hoyt—"A Bill for an act to exterminate and destroy Russian thistles and other weed pests."

Referred to Committee on Agriculture.

S. F. No. 71, by Mr. Hanson—"A Bill for an act to allow county and prosecuting attorneys their necessary expenses in certain cases."

Referred to Committee on Judiciary.

The Committee on Constitutional Amendments reported as follows:

Cheyenne, Feb. 12, 1895.

Mr. Speaker:

Your Committee on Constitutional Amendments to whom was referred H. B. No. 176 beg leave to report as follows:

That the same do not pass.

PITT COVERT,

Cheyenne, Feb. 12.

Mr. Speaker:

Your Committee on Constitutional Amendments to whom was referred H. B. No. 179, beg leave to report as follows:

That the same do not pass.

PITT COVERT,

Chairman.

Cheyenne, Feb. 12.

Mr. Speaker:

Your Committee on Constitutional Amendments to whom was referred H. B. No. 178, beg leave to report the same without recommendations.

PITT COVERT,

Chairman.

The following reports were submitted by the Committee on Elections:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Elections, to whom was referred H. B. No. 149, beg leave to report as follows:

That the same do not pass.

PATRICK SULLIVAN,

Chairman.

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Elections, to whom was referred H. B. No. 172, beg leave to report as follows:

That the same do pass.

PATRICK SULLIVAN,

Chairman.

The following report was received from the Committee on Sanitary Affairs:

Cheyenne, Wyo., February 11, 1895.

Mr. Speaker:

Your Committee on Sanitary Affairs, to whom was referred S. F. No. 23, have considered the same and beg leave to refer it to the Committee of the Whole without recommendation.

Wm. PLATT,

Chairman.

The Committee on Engrossment reported as follows:

Cheyenne, Wyo., February 12, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 2, 72, 111, 114, 120 and 130 have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

Cheyenne, Wyo., February 12, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bill No. 145 has been duly and properly engrossed and is hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

The following report was submitted by the Committee on Enrollment:

Cheyenne, Wyo., February 12, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report Enrolled Act No. 20, "An act to establish a branch fish hatchery at or near Sheridan." Enrolled Act No. 21, "An act to provide for a branch fish hatchery near Sundance." Enrolled Act No. 22 "An act to provide and maintain the Wyoming Soldiers' and Sailors' Home" and Enrolled Act No. 23, "An act to prevent the killing of buffalo," all signed by the President of the Hon. Senate and delivered to the Governor, taking his receipt therefor.

W. J. HILLS,  
Chairman.

On motion of Mr. Covert the House resolved itself into Committee of the Whole for consideration of House Bills Nos. 155, 167, 176, 178, 179, made special order.

Mr. Henry in the chair.

Upon arising, Mr. Speaker in the chair, the committee reported as follows:

Cheyenne, Wyo., February 12, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration H. B. Nos. 155, 167, 176, 178 and 179, beg to report that they have considered the same, and recommend as follows:

That H. B. No. 155 be amended by striking out the last three words in line 2, Sec. 1, of the printed bill being the words "in said State," and that as so amended the bill do pass.

That H. B. No. 167 do pass.

That H. B. No. 176 be amended by striking out the word "usual" in line 15, Sec. 1, and insert "nearest practicable." Also strike out the word "forty" in line 12 and insert "twenty;" strike out the word "eighty" in line 13, and insert the word "sixty." That this bill be referred to a special committee of five, of which committee the Hon. Speaker shall be chairman, and the bill be made special order for 4 o'clock this afternoon.

That H. B. No. 178 do pass.

That H. B. No. 179 do pass.

JOE HENRY,  
Chairman.

No objection being offered the report was received.

By unanimous consent the amendments recommended by the Committee of the Whole to House Bills Nos. 155 and 176 were adopted.

The speaker appointed as a Special Committee to consider H. B. No. 176, the following:

Messrs. Torrey, Van Orsdel, Davis, Goodell, Hills.

The following communication was received from His Excellency, the Governor:

Executive Office,  
Cheyenne, Wyo., February 12, 1895..

To the Honorable Speaker of the House:

I have the honor to transmit herewith copies of communications received from Gen. John R. Brooke, commanding the military department of the Platte, relative to the cession to the United State by the State jurisdiction over military and Indian reservations. A slight amendment to the act referred to is required by the War Department before the cession will be accepted by the government. I respectfully recommend that this be done.

W. A. RICHARDS,  
Governor.

The communication was referred with enclosures, to the Committee on Federal Relations.

The following communications were received from the senate:

Senate Chamber,  
Cheyenne, Wyo., February 12, 1895.

Hon. Speaker of the House:

Sir—I am directed by the Senate to return to your Honorable Body:

S. F. No. 28, for an act with reference to the duties of the State Examiner, and to request that a more plain and definite designation be made with reference to House amendment thereto, so that the Senate may fully understand the manner in which the Honorable House desired to amend said bill.



Said S. F. No. 28 is herewith transmitted for the correction referred to.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 12, 1895.

To the Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the following entitled bills this day passed the Senate:

Sub. for S. F. No. 45, "A bill for an act to provide against the polluting of the waters of any stream in this State," etc.

Ayes—10.

Noes—6.

Absent—2.

H. B. No. 31, "A bill for an act changing the name of that institution heretofore known and designated as 'The Wyoming State Miners' Hospital,' so that it shall be hereafter be known and designated as 'The Wyoming General Hospital,' and to appropriate the sum of eight thousand, five hundred dollars for the purpose of paying such bills as have been contracted in the erection, construction and equipment of the said hospital," etc

Ayes—18.

Noes—0.

Absent—0.

H. B. No. 33, "A bill for an act to amend and re-enact Sec. 34, Sec. 35 and Sec. 48, of Chapter S, Session Laws 1890-91, relating to the supervision and use of the waters of the State and fixing the fees of the State Engineer's office."

Ayes—16.

Noes—2.

Absent—0.

H. B. No. 59, "A bill for an act to prevent and punish wrongs to children."

Ayes—18.

Noes—0.

Absent—0.

H. B. No. 74, "A bill for an act to provide for the better protection of the earnings of laborers, servants and other employes of corporations, firms or individuals engaged in interstate business."

Ayes—18.

Noes—0.

Absent—0.

H. B. No. 98, "A bill for an act to provide for the sub-

mission of proposed amendments of the Constitution to the people of Wyoming."

Ayes—18.

Noes—0.

Absent—0.

H. J. M., No. 1, Memorial to Congress.

Ayes—14.

Noes—4.

Absent—0.

H. J. M., No. 2, Memorial to Congress.

Ayes—17.

Noes—1.

Absent—0.

And said Sub. for S. F. No. 45, H. B. No. 31, H. B. No. 33, H. B. No. 59, H. B. No. 74, H. B. No. 98, H. J. M. No. 1, H. J. M. No. 2, are herewith returned to your Honorable Body.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

H. B. No. 189, by Committee on Ways and Means, "A bill for an act making appropriations to pay the salaries and contingent expenses of State officers, and contingent and other necessary expenses for armory rent and incidental expenses of military organizations; for paying land offices fees incident to the selection of lands donated to the State by the federal government: for expense of advertising, platting, appraising and selling State lands; for printing the Journals of the Third State Legislature; for additional legislative printing; for additional expense of furnishing certified copies of the Journals of the Third Legislature; for additional postage and incidentals of the Third Legislature; for measuring State printing; for insurance upon State library; for insurance upon State buildings; to redeem certificates of indebtedness Numbers 90 and 91; for the relief of John Taylor; of the S. A. Bristol Printing Company; of the Leader Printing Company; of the S. A. Bristol Printing Company; of Phil Zehner, Jr.; of Fred P. Shannon; to redeem certificates of indebtedness numbers 50 and 51; for the deficiency expense of the State Fish hatchery; and for the salaries and contingent expenses of the Revision Commissioners," was introduced, read first time and referred to the Committee on Ways and Means.

On motion a recess was taken until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order.

Mr. Speaker in the chair.

The Special Committee appointed to consider H. B. No. 176 reported as follows:

Cheyenne, Wyo., February 12, 1895.

Mr. Speaker:

Your Special Committee, to whom was referred H. B. No. 176, beg leave to report as follows:

Amend by striking out all of the bill after "as follows," in line 8 of the printed bill and insert the following:

Sec. 6. Regular sessions of the Legislature shall continue for forty days exclusive of Sundays and holidays, unless it shall adjourn within that time.

Bills shall not be introduced after the thirtieth legislative day of any regular session of the Legislature.

Special sessions of the Legislature which may be convened by the Governor may continue for not longer than twenty days exclusive of Sundays and holidays, unless they may adjourn within that time.

The business of a special session of the Legislature shall be confined to the specific subject or subjects for which it was convened by the Governor, as stated in his proclamation convening it.

The compensation of members of the Legislature shall be not to exceed five dollars per day for all of the days included in the legislative session, and fifteen cents per mile each way for the distance traveled by the nearest practicable route from their places of residence to the capitol of the State.

A Legislature shall not fix the compensation of its members.

In the event a special session of the Legislature is convened within ten days after a regular session has adjourned, mileage shall not be paid to members on account of such special session.

JAY L. TORREY,  
Chairman.

The following report was submitted by the Committee on Judiciary:

Cheyenne, Wyo., February 12, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 180, beg leave to report as follows:

We have had the same under consideration and recommend the same to pass.

S. W. DOWNEY,  
Chairman.

At the request of Mr. Davis, H. B. No. 180 was placed at the top of the general file.

Mr. Chapman, on behalf of the Committee on Ways and Means, submitted the following report:

Cheyenne, Wyo., February 12, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. No. 182, beg leave to report that the same be amended as follows:

That in line 6 of Sec. 1, of printed bill, the words "as follows" be stricken out and the following inserted: "The officer, officers, board or commission by whose authority the moneys appropriated by this act are expended, shall in no case authorize a greater expenditure for any particular object or purpose other than as follows:"

That in line 6 of Sec. 2, of printed bill, the words "as follows" be stricken out and the following inserted. The officer, officers, board or commission by whose authority the moneys appropriated by this act are expended, shall in no case authorize a greater expenditure for any particular object or purpose other than as follows:"

That in line 6 of Sec. 3, the words "as follows" be stricken out and the following inserted: "The officer, officers, board or commission by whose authority the moneys appropriated by this act are expended, shall in no case authorize a greater expenditure for any particular object or purpose other than as follows:

That in Sec. 4, line 5 and 6 the words "as follows" be stricken out and the following inserted: "The officer, officers, board or commission by whose authority the moneys appropriated by this act are expended, shall in no case authorize a greater expenditure for any particular object or purpose other than as follows:"

That lines 7 and 8 be stricken out and that the following be inserted in their place:

	For year end- ing March 31, 1896.	For year end- ing March 31, 1897.
Salaries of professors and instructors....	\$2,900 00	\$2,900 00
Ordinary repairs and improvements.....	500 00	500 00
Insurance .....	400 00	400 00

That in line 12 of Sec. 4, the figures "4100" be changed to "5,000" in each case.

That in line 15 of Sec. 4, the figures "5100" be made to read "6,000" and the figures "4,100" be made to read "5,000."

That in line 10 of Sec. 5, the words "as follows" be stricken out and the following inserted: "The officer, officers, board or commission by whose authority the money appropriated by this act are expended, shall in no case authorize a greater expenditure for any particular object or purpose other than as follows:

That from 11 to 20 inclusive be stricken out and the following inserted in their place:

For year end—	For year end—
ing March 31,	ing March 31,
1896.	1897.

For salaries of Faculty and Instructors. \$14,725 00    \$14,725 00

That in line 25, of Sec. 5, the figures "80" in each be made to read "1,200."

That lines 29 and 30, of Sec. 5 be stricken out.

That in line 31 of Sec. 5, the figures "345" be made to read "145" and the figures "1345" be made to read "200."

That in line 32 of Section 5, the figures "20,000" be made to read "19,400" and the figures "21,000" be made to read "19,455."

As amended your committee recommend that the bill do pass.

G. F. CHAPMAN,  
Chairman.

The Joint Committee on Conference made the following report:

Cheyenne, Wyo., February 12, 1895.

Mr. Speaker:

Your Joint Committee on Conference to whom was referred H. B. No. 44, beg leave to recommend that the Senate amendments thereto be concurred in.

A. D. KELLEY,  
Chairman.

On motion H. B. No. 189, general appropriation bill, was made special order for 2 o'clock p. m., Wednesday, February 13, and H. B. No. 184 was made special order to immediately follow the consideration of H. B. No. 189.

On motion S. F. No. 59 was made special order for 11 o'clock a. m., Wednesday February 13.

H. B. No. 44, by Mr. Kelley, "A bill for an act entitled an act giving power to the Board of Trustees of any school district to establish and maintain the kindergarten system of instructions in the public schools at which children between the ages of four and six years may receive such instructions," was amended by the Senate as follows:

"Strike out all of lines 11, 12, 13, 14 and 15 of Sec. 2," which amendment was concurred in by the following vote.

Ayes—Messrs. Alger, Allen, Black, Bristol, Chapman, Clark, Corson, Davis, Downey, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Mahoney, Parmenter, Platt, Scott, Van Orsdel, Williams, Mr. Speaker—27.

Noes—Messrs. Barrett, Finch—2.

Absent—Messrs. Brooks, Brown, Covert, Fox, Lobban, Minta, Ranney, Sullivan—8.

And thereupon the Speaker announced that the Senate amendment had been concurred in by the vote of a majority of all the members elected to the House.

#### BILLS ON THIRD READING.

The Clerk was instructed, by unanimous consent, to read bills by title only, and under such instructions the following bills were read a third time:

H. B. No. 111, by Mr. Downey, "A bill for an act to amend and re-enact Sec. 32 of an act entitled an act concerning elections and for other purposes, approved March 14, 1890, relating to the right of persons not registered to vote, as amended by Sec. 13, of Chapter 100, of Session Laws of Wyoming of 1890-91, relating to elections, approved January 21, 1891, in such manner as to permit voters who are registered to vote in any precinct of their County if necessarily absent from their voting precinct on the day of election," was amended by unanimous consent by adding after the words "poll books" in line 18, Sec. 1, the following: "The judges of election shall cause to be erased or removed from the official ballot delivered to such elector absent from his voting precinct the names of all candidates for precinct officers, in order that such elector shall not vote for any precinct officers," and as so amended the bill was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Williams, Mr. Speaker—32.

Noes—0.

Absent—Messrs. Brown, Chapman, Minta, Sullivan and Van Orsdel—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 130, by Mr. Alger, "A bill for an act entitled an act to amend Sec. 57 of an act entitled 'An act concerning elections and for other purposes,' approved March 14, 1890," was read third time and placed on its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Bristol, Brooks, Henry, Higgins, Jackson, Labban, Mahoney, Platt, Ranney—10.

Noes—Messrs. Allen, Barrett, Black, Chapman, Clark,

Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Heward, Hills, Iredale, Kelley, Parmenter, Scott, Van Orsdel, Williams, Torrey—22.

Absent—Messrs. Brown, Hertzog, Knittle, Minta, Sullivan.—5.

And thereupon the Speaker announced that the bill had failed to pass the House by the vote of a majority of all the members elected to the House.

H. B. No. 120, by Mr. Parmenter, "A bill for an act to prevent the indiscriminate use of vehicles to carry voters to and from the polls on electino day," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Black, Bristol, Chapman, Corson, Covert, Goodell, Gregory, Hertzog, Heward, Higgins, Mahoney, Parmenter, Ranney, Scott, Williams—16.

Noes—Messrs. Alger, Barrett, Clark, Davis, Downey, Finch, Henry, Hills, Iredale, Jackson, Kelley, Knittle. Platt.—14.

Absent—Messrs. Brooks, Brown, Fox, Lobban, Minta, Sullivan, Van Orsdel—7.

And thereupon the Speaker announced that the bill had failed to pass by the vote of a mojority of all the members elected to the House.

H. B. No. 114, by Mr. Chapman, "A bil for an act concerning the public lands of the State of Wyoming, to amend and re-enact Secs. 27 and 28 of Chapter 79, of the laws of the State of Wyoming, passed by the First Legislature," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Black, Bristol, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Williams, Mr. Speaker—30.

Noes—0.

Absent—Messrs. Barrett, Brooks, Brown, Chapman, Minta, Sullivan, Van Orsdel—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 2, by Mr. Fox, "A bill for an act to establish and maintain a system of public instruction," was by unanimous consent amended as follows:

Amend by inserting following the word "thereof" in line 15 of Sec. 25, the following:

"Provided; That the number of districts in any County whose population is less than ten thousand shall not exceed twenty-five; and in case the number of districts in any County at the passage of this act exceeds the proportion above stated it shall be the duty of the County Superintendent and Board of Commissioners of such County immediately after the passage of this act to redistrict such County in accordance herewith."

Amend by inserting after the word "district" where it occurs second time in line 13 of Sec. 20, the following words:

"Provided: That all poll taxes levied and collected for school purposes in each County shall when collected by the County Treasurer be paid over to the Treasurer of the school district in which the persons paying the same reside, to be used by such district in the same manner as funds received by it from the County school fund."

And as so amended was read third time and placed on its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Van Orsdel, Williams—27.

Noes—Messrs. Allen, Barrett, Clark, Finch, Iredale, Mahoney—6.

Absent—Messrs. Brown, Minta, Sullivan, Mr. Speaker—4.

And thereupon the Speaker announced that the bill had passed by the vote of a majority of all the members elected to the House.

H. B. No. 145, by Mr. Kelley, "A bill for an act to incorporate cities of the first-class and regulating their duties, powers and government," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barret, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Van Orsdel, Williams, Mr. Speaker—31.

Noes—Messrs. Finch, Heward—2.

Absent—Messrs. Brown, Knittle, Minta, Sullivan—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 133, by Mr. Chapman, "A bill for an act regulat-



ing the appropriation, use and expenditure of the moneys received under an Act of Congress, approved March 2, 1887, entitled, An act to establish agricultural experiment stations in connection with the colleges established in the several States, under the provisions of an act approved July 2, 1862, and of the acts supplementary thereto," was amended by unanimous consent by inserting in line 1, Sec. 2, after the word "college," the words "at Laramie, Wyoming," and as so amended was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Rannucy, Scott, Van Orsdel, Williams—33.

Noes—0.

Absent—Messrs. Brown, Minta, Sullivan, Mr. Speaker—4.

And thereupon the Speaker announced that the bill had passed by the vote of a majority of all the members elected to the House.

H. B. No. 140, by Mr. Chapman, "A bill for an act amending and supplementing an act approved January 8, 1891, entitled 'An act creating and establishing a State Board of Charities and Reform, and prescribing in part their duties, and repealing all acts and parts of acts inconsistent therewith,'" read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Williams—30.

Noes—Mr. Iredale—1.

Absent—Messrs. Brown, Lobban, Minta, Sullivan, Van Orsdel, Mr. Speaker—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 141, by Mr. Chapman, "A bill for an act concerning appropriations for the support and maintenance of the University of Wyoming, and requiring an annual accounting of the expenditures of the same," read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol,

Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Williams—29.

Noes—0.

Absent—Messrs. Brown, Clark, Hills, Lobban, Minta, Sullivan, Van Orsdel, Mr. Speaker—8.

And thereupon the Speaker announced that the bill had passed by the vote of a majority of all the members elected to the House.

H. B. No. 132, by Mr. Chapman, "An act regulating the disposition of the receipts and income of the several State institutions," was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Kelley, Knittle, Loban, Mahoney, Parmenter, Platt, Ranney, Scott, Williams—31.

Noes—0.

Absent—Messrs. Brown, Hills, Minta, Sullivan, Van Orsdel, Mr. Speaker—6.

And thereupon the Speaker announced that the bill had passed by the vote of a majority of all the members elected to the House.

H. B. No. 72, by Mr. Higgins, "A bill for an act to amend and re-enact Secs. 15 and 27 of Chapter 80, of the Session Laws of Wyoming Territory, enacted by the Eleventh Legislative assembly of the Territory of Wyoming, being an act entitled, 'An act concerning elections, and for other purposes,' approved March 14, 1890," was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Williams—29.

Noes—0.

Absent—Messrs. Barrett, Brown, Hertzog, Iredale, Minta, Sullivan, Van Orsdel, Mr. Speaker—8.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

The following communication was received from his Excellency, the Governor:

Executive Office,

Cheyenne, Wyo., February 12, 1895.

To the Honorable Members of the Senate, and House of Representatives:

I have the honor to inform you that I have this day approved and signed, Enrolled House Act No. 22, to establish and maintain the Wyoming Soldiers' and Sailors' Home.

I esteem it a privilege to have been allowed to approve a measure calculated to provide a comfortable home in their old age for some of those who gave the best years of their life for the preservation and perpetuation of the Union; and it is especially fitting that this should be done upon the anniversary of the birth of America's greatest statesman and patriot, Abraham Lincoln.

I have the honor to be,

Very respectfully yours,

W. A. RICHARDS,  
Governor.

Executive Office,

Cheyenne, Wyo., February 11, 1895.

To the Honorable Members of the Senate and House of Representatives:

In the message which I had the honor to deliver to the Legislature at the beginning of the present session, mention was made of Big Horn County; and it was recommended that some action be taken by your Honorable body looking to its complete organization at an early day.

A recent decision of the Supreme Court defines the status of the Big Horn County as being that of a created but unorganized County. In this decision it is also stated that the only constitutional requirement to be met in order to allow this County to become fully organized is that one which states that no new County shall be organized until the same shall contain one thousand five hundred bona fide inhabitants.

A bill has recently been introduced in the Senate, entitled, "An act providing for the organization of unorganized Counties," the object and intent of which is to allow Big Horn County to become fully organized on the first Monday of January 1897. It is within the power of the Legislature to prescribe the manner in which this County shall be organized. I have carefully examined into the provisions of the bill, and am satisfied that nothing contained therein conflicts in any manner with the constitution.

Big Horn County is composed of a territory taken from the Counties of Fremont, Johnson and Sheridan. After its

organization this territory that now supports three County governments will have to support four. The property contained in Big Horn County is now held, and will continue to be held for its proportion of the existing debt of the other three Counties; and will be no greater when its proportion is segregated and assumed separately. The rate of taxation is now as high as the law allows, and consequently cannot be made any higher, so that its organization will not increase the taxes upon the property of either one of the four Counties interested.

The administration of County government by the Counties of Johnson, Fremont and Sheridan over that portion of their territory embraced within Big Horn County is very expensive, and at the same time ineffective. Separated as this region is from the major part of the parent Counties by extensive mountain ranges, it necessarily follows that the maintenance of County government therein by the parent Counties is attended with so many obstacles and so much delay, that it is reasonable to believe that the maintenance of four Counties over the territory now embraced within the three original Counties will be less expensive and more efficient than under existing conditions.

The organization of the new County of Big Horn will result in a great saving to its residents, as they are now called upon to expend in visiting the County-seats of the respective Counties, to which this territory now pays tribute, a large sum of money, sufficient in the aggregate to pay the salaries of its County officers when organized.

Big Horn County is surrounded by a range of mountains that can only be crossed with the greatest difficulty and danger to life during the winter months. Its isolated position, the absence of facilities for transportation, and the fact that no courts are held within its territory, has retarded its development very materially. No one will question the advisability of its early organization who is at all familiar with the hardships which the people of this County have undergone for more than ten years on account of their disadvantageous situation.

If organized under the bill in question the new County and each of the old Counties from which the territory is taken would have greater taxable wealth than some of the smaller organized Counties. The certainty of organization at an early fixed date would stimulate the people of Big Horn County to renewed efforts; it would attract capital and immigration, and be of material benefit to the entire State.

I have no desire to unduly influence legislation, but the short space of time remaining of this session, the merit of this bill, and my very intimate and personal knowledge of the great hardships imposed upon the people of Big Horn County by reason of their unorganized condition, have impelled me to

communicate to you my views upon the question with the recommendation that you give it early and careful consideration.

W. A. RICHARDS,  
Governor.

The Speaker here announced that he was about to sign the following bills:

Senate Enrolled Act No. 15, "An act to amend and reenact Secs. 2519 and 2522 of the Revised Statutes of Wyoming, relating to civil procedure."

Senate Enrolled Act No. 16, "An act requiring all conditional sales or transfers of personal property to be in writing and that such writing be made a matter of record."

Senate Enrolled Act No. 17, "An act to amend and reenact Secs. 8, 12, and 13 of Chapter 47, of the Session Laws of Wyoming Territory, passed by the Tenth Legislative Assembly, being an act to repeal and reenact Chapter 1, of Title 40 of the Revised Statutes of Wyoming, relating to juries."

There being no objection offered he signed the same in the presence of the House.

On motion of Mr. Chapman, the House resolved itself into Committee of the Whole for the purpose of considering S. F. No. 27 and H. B. No. 176, made special order.

Mr. Iredale in the chair.

Upon arising, Mr. Speaker in the chair, the Committee made the following report:

Cheyenne, Wyo., February 12, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration S. F. No. 27 and H. B. No. 176, beg leave to report that the same have been considered, and we recommend as follows:

That S. F. No. 27 be amended by striking out of Sec. 2 the words "its passage, and inserting in lieu thereof the words and figures "January 1, 1896," and inserting in line 16, Sec. 1, after the word "and" the words "a copy of the same," and that as so amended the bill do pass.

That H. B. No. 176 be amended in accordance with the recommendations of the special committee to whom it was referred this day, and that as so amended the bill do pass.

JOSEPH IREDALE,  
Chairman.

There being no objection offered the report was received.

By unanimous consent the amendments recommended by the Committee of the Whole to S. F. No. 27 and H. B. No. 176, were adopted.

On motion of Mr. Kelley the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Mr. Downey in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., February 12, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg to report that they have duly considered the same, and recommend as follows:

That H. B. No. 180, be amended by striking out the word "solely" appearing in lines 10 and 13, Sec. 1, of the printed bill, and that as so amended the bill do pass.

That H. B. No. 116 do not pass.

That H. B. No. 112 do pass.

That S. F. No. 37 be amended in the title thereof by adding thereto the words "designating what property shall be exempt from taxation" and that as so amended the bill do pass.

That H. B. No. 134 do not pass.

That H. B. No. 138 do pass.

That H. B. No. 128 do pass.

That sub. for H. B. No. 148 be adopted, printed and do pass.

That H. B. No. 147 do pass.

That S. F. No. 39 do pass.

S. W. DOWNEY,  
Chairman.

There being no objection offered the report was received.

That amendments recommended by the Committee of the Whole to H. B. No. 180 and S. F. No. 37 were adopted by unanimous consent.

And by unanimous consent H. B. No. 116 was indefinitely postponed in accordance with the recommendation of the Committee of the Whole.

H. B. No. 134, by Mr. Torrey and Mr. Ranney, "A bill for an act relating to the regular meetings of school districts and amending Sec. 3926, Revised Statutes of Wyoming," was indefinitely postponed by unanimous consent.

Substitute for H. B. No. 148 was adopted by unanimous consent and ordered printed.

Substitute for S. F. No. 45, by Committee No. 7, "A bill for an act to provide against the polluting of the waters of any stream in this State," was received, read first time and referred by unanimous consent to Committee on Live Stock.

On motion a recess was taken until 7:30 o'clock p. m.

#### EVENING SESSION.

House called to order.

Mr. Speaker pro tem in the chair.

On motion the rules were suspended and the following bills were read a second time.

H. B. No. 113, by Mr. Mahoney, "An act for the appointment of sheep inspectors, and prescribing their duties, and providing penalties for the violation of this act, and fixing their compensation, and the manner of the payments of the same; and for the repeal of Chapter 31 of the Session Laws of Wyoming for 1890-91; and repealing all acts and parts of acts inconsistent with the provisions of this act."

Ordered engrossed for third reading.

H. B. No. 155, by Messrs. Torrey and Ranney, "A bill for an act to submit to the qualified electors of the the State of Wyoming at the next general election, an amendment to Sec. 3 of Article 16, of the Constitution of the State of Wyoming, relating to County and municipal indebtedness."

Ordered engrossed for third reading.

H. B. No. 178, by Committee on Constitutional Amendments, "A bill for an act relating to the submission to the electors of the State of an amendment to the Constitution relating to the Board of Land Commissioners."

Ordered engrossed for third reading.

H. B. No. 179, by Committee on Constitutional Amendments, "A bill for an act relating to the submission to the electors of the State of an amendment to the Constitution relating to the disposition of public lands."

Ordered engrossed for third reading.

H. B. No. 167, by Mr. Torrey, "A bill for an act relating to the submission to the electors of the State as amendment to the Constitution providing for the organization of Big Horn County."

Ordered engrossed for third reading.

H. B. No. 176, by Messrs. Barrett and Torrey, "A bill for an act to submit to the qualified electors of the State of Wyoming at the next general election an amendment to Sec. 6, of Article 3, of the Constitution of the State of Wyoming, relating to the length of the sessions of the Legislature and the compensation of the members thereof."

Ordered engrossed for third reading.

S. F. No. 27, by Mr. Abbott, "A bill for an act to provide for the distribution of the income derived from the investment of the permanent school funds, and from the leasing of the State school lands."

Ordered placed on file for third reading.

H. B. No. 112, by Mr. Williams, "A bill for an act to amend and re-enact Sec. 3768 of the Revised Statutes of Wyoming, relating to taxation."

Ordered engrossed for third reading.

H. B. No. 180, by Mr. Davis, "A bill for an act to amend

Sec. 12 of Chapter 22 of an act entitled 'An act providing for probate jurisdiction and procedure, and prescribing the duties of courts and the officers in connection therewith.'

Ordered engrossed for third reading.

H. B. No. 147, by Mr. Sullivan, "A bill for an act relating to the taxation of the property and capital stock of domestic corporations."

Ordered engrossed for third reading.

H. B. No. 128, by Mr. Downey, "A bill for an act creating the Wyoming Historical Society and making an appropriation therefor."

Ordered engrossed for third reading.

H. B. No. 138, by Mr. Kelley, "An act permitting Boards to establish industrial and manual training schools."

Ordered engrossed for third reading.

S. F. No. 37, by Mr. Hoyt, "A bill for an act to amend Sec. 3771 of the Revised Statutes of Wyoming of 1887."

Ordered filed for third reading.

S. F. No. 39, by Mr. Craig, "A bill for an act prescribing additional duties for the clerk of the Supreme Court and fixing his compensation."

Ordered filed for third reading.

The following communications were received from the senate:

Senate Chamber,

Cheyenne, Wyo., February 12, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the following entitled bills this day passed the Senate:

S. F. No. 15, for "An act to provide for the organization, government and powers of cities of the second class and villages, and to repeal Chapter 10, Title 4, of the Revised Statutes of Wyoming," etc.

Ayes—15.

Noes—1.

Absent—2.

H. B. No. 6, for "An act to provide for the acceptance by the State of Wyoming from the United States, of certain lands, and providing for the reclamation, occupation and disposal of the same."

Ayes—16.

Noes—2.

Absent—0.

Said S. F. No. 15, is herewith transmitted for the consideration of your Honorable Body, and said H. B. No. 6 is herewith returned.

I also have the honor to enclose H. B. No. 70, for "An act



fixing the term of office of County Commissioners in the several Counties of the State."

Which was this day defeated in the Senate by the following vote:

Ayes—8.

Noes—9.

Absent—1.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 12, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the Senate this day concurred in House amendment to:

S. F. No. 28, for "An act relating to the duties of the State Examiner."

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

On motion of Mr. Kelley the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Mr. Jackson in the chair.

Upon arising, Mr. Speaker in the chair, the committee submitted the following report:

Cheyenne, Wyo., February 12, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report that we have duly considered the same and recommend as follows:

That S. F. No. 62 be indefinitely postponed.

That S. F. No. 63 be amended by inserting as a prefix to Sec. 1 the following:

Sec. 1, of Chapter 55, of the laws of Wyoming, passed by the First Legislature and approved January 10, 1891, be amended and re-enacted so as to read as follows:" and that as so amended the bill do pass.

That H. B. No. 126 be amended by inserting in the blank space left for dollars in Sec. 3, the figures "100," and that as so amended the bill do not pass.

That H. B. No. 135 do pass.

That H. B. No. 89 be laid over for further consideration.

That S. F. No. 24 be laid over until tomorrow for further consideration.

W. E. JACKSON,  
Chairman.

There being no objection offered the report was received.  
On motion S. F. No. 62 was indefinitely postponed.  
On motion the House adjourned.

M. C. BARROW,  
Chief Clerk.

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### THIRTY-SECOND DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyo., February 13, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Brown, Knittle, Minta.

Prayer by the chaplain.

Journal of preceding day's session read and approved.

On motion of Mr. Iredale, Messrs. T. S. Talleferaro and Carl Spinner of Sweetwater were accorded the privilege of the floor.

On motion, Mr. Knittle was excused on account of sickness.

By unanimous consent the following bills were introduced and read first time:

H. B. No. 190, by Mr. Heward, "A bill for an act to amend and re-enact Sec. 2347 of the Revised Statutes of the State of Wyoming, relating to special duties of certain officers."

Referred to Committee of the Whole.

H. B. No. 191, by Mr. Downey, "A bill for an act providing for the printing of the corporation laws of the State in pamphlet form."

Referred to Committee of the Whole.

H. B. No. 192, by Mr. Parmenter, by request, "A bill for an act relating to the occupancy of mineral claims within the State of Wyoming."

Referred to Committee on Mines.

## FIRST READING OF SENATE FILES.

The following bill was received from the Senate and read first time:

S. F. No. 15, by Mr. Appelget, "A bill for an act to provide for the organization, government and powers of cities of the second class and villages, and to repeal Chapter 10 of Title 4, of the Revised Statutes of Wyoming, and acts amendatory thereto, and all acts and parts of acts in conflict herewith."

Referred to Committee on Corporations.

## REPORTS OF STANDING COMMITTEES.

The Committee on Ways and Means submitted the following reports:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker.

Your Committee on Ways and Means, to whom was referred H. B. No. 183, beg leave to report as follows:

That the same do pass.

G. F. CHAPMAN,  
Chairman.

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. No. 181, beg leave to report as follows:

That the same do pass.

G. F. CHAPMAN,  
Chairman.

The following reports were received from the Committee on Revenue:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Revenue to whom was referred H. B. No. 168 beg leave to report as follows:

We have considered the same and report the same back to the House for favorable consideration.

GEO. W. FOX,  
Chairman.

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Revenue to whom was referred H. B. No. 165, beg leave to report as follows:

We have examined the same and report it back to the House for favorable consideration.

GEO. W. FOX,  
Chairman.

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Revenue to whom was referred H. B. No. 175, beg leave to report as follows:

We have had the same under consideration and recommend that the same do not pass.

GEO. W. FOX,  
Chairman.

Mr. Brooks, on behalf of the Committee on Counties, reported as follows:

Cheyenne, Wyo., February 13, 1895.

To the Honorable Speaker of the House:

Your Committee on Counties hereby return H. B. No. 164 without recommendation.

L. H. BROOKS,  
Chairman.

Cheyenne, Wyo., February 13, 1895.

To the Honorable Speaker of the House:

Your Committee on Counties hereby return H. B. No. 144 with the recommendation that it do pass.

L. H. BROOKS,  
Chairman.

Cheyenne, Wyo., February 13, 1895.

To the Honorable Speaker of the House:

Your Committee on Counties hereby return H. B. No. 169 without recommendation.

L. H. BROOKS,  
Chairman.

Cheyenne, Wyo., February 13, 1895.

To the Honorable Speaker of the House:

Your Committee on Counties hereby return S. F. No. 80 with favorable recommendation.

L. H. BROOKS,  
Chairman.

Cheyenne, Wyo., February 13, 1895.

To the Honorable Speaker of the House:

Your Committee on Counties hereby return H. B. No. 71. A substitute for the same has been presented by the Committee on Counties.

L. H. BROOKS,  
Chairman.

The following report was received from the Committee on Ways and Means:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was re-

ferred H. B. No. 171, beg leave to report: That the same be amended as follows:

That the following be inserted and numbered Sec. 3.

It shall be the duty of the Board of the County Commissioners of each County at their meeting to be held in January of each year, or as soon thereafter as possible, to compute the estimated expenses of maintaining the several departments of the County government for the current year, and appropriate so much money from the several County funds as may be necessary to pay such expenses and it shall be unlawful for the Board of County Commissioners to in any manner issue or cause to be issued any certificate of indebtedness, County warrant, or other evidence of debt in excess of the anticipated taxes for County purposes for the current year.

That Secs. 3, 4 and 5 be numbered 4, 5 and 6 respectively.

As amended the committee recommend that the bill do pass.

G. F. CHAPMAN,  
Chairman.

The Committee on Federal Relations submitted the following report:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Federal Relations, to whom was referred S. F. No. 67, beg leave to report as follows:

That after due consideration your committee recommend that the bill do pass.

L. R. DAVIS,  
Chairman.

On motion Senate Substitute for H. B. No. 3, and H. B. No. 183 were made special order to immediately follow consideration of House Bills Nos. 189, 182 and 61, the special order for 2 o'clock p. m., this day.

By unanimous consent H. J. Memorial No. 3, by Mr. Kelley, "Relating to setting aside certain lands within the State for a public park," was introduced and read first time and under suspension of the rules was read a second time, considered engrossed, read a third time and unanimously adopted.

#### BILLS ON SECOND READING.

The following bills were read a second time:

Substitute for H. B. No. 148, by Mr. Downey, "A bill for an act providing for the custody and treatment of insane criminals and those accused of crime."

Ordered engrossed for third reading.

H. B. No. 135, by Messrs. Torrey and Ranney, "An act to amend and re-enact Sec. 1020 of the Revised Statutes of Wyom-

ing relating to the depositing and permitting to remain in any creek, highway or other and different locality in this State, offensive substances, declaring the same a nuisance and providing a penalty therefor."

Ordered engrossed for third reading.

S. F. No. 63, by Mr. Verbryck, "A bill for an act to amend and re-enact Sec. 1, of Chapter 55 of the laws of the State of Wyoming, passed by the First State Legislature and approved January 10, 1891."

Ordered filed for third reading.

The following report was received from the Committee on Enrollment:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report:

H. B. No. 31 enrolled as Enrolled Act No. 24.

H. B. No. 39, enrolled as Enrolled Act No. 25.

H. B. No. 33 enrolled as Enrolled Act No. 26.

H. B. No. 59, enrolled as Enrolled Act No. 27.

H. B. No. 74, enrolled as Enrolled Act No. 28.

Substitute for H. B. No. 86, enrolled as Enrolled Act No.

29.

H. B. No. 98, enrolled as Enrolled Act No. 30.

Memorial No. 1, enrolled as Enrolled Memorial No. 1.

Memorial No. 2, enrolled as Enrolled Memorial No. 2.

W. J. HILLS,

Chairman.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 24, "An act changing the name of that institution heretofore known and designated as 'The Wyoming State Miner's Hospital,' so that it shall hereafter be known and designated as 'The Wyoming General Hospital;' and to appropriate the sum of eight thousand, five hundred dollars for the purpose of paying such bills as have been contracted in the erection, construction and equipment of the said hospital, over and above the amounts heretofore provided for such purposes; and to complete one wing of the said hospital, and to provide additional equipment therefor, and, further, to provide for the levy and collecting of a tax of one-eighth of one mill for the year 1895 and for each year thereafter as a maintenance fund to be used in the management, conduct and maintenance of the said hospital, and, further to provide for the disposition of the revenues of the said hospital, and, further, to provide for the disposition, of all such funds raised for the management, conduct and maintenance of the said hospital as are not necessary for that purpose."

House Enrolled Act No. 25, "An act relating to the duties

of County Superintendents of Schools and for other purposes, and to amend and re-enact Chapter 67 of the Session Laws of Wyoming for the year one thousand eight hundred and eighty-eight, entitled, 'An act to amend Sec. thirty-nine hundred and fourteen of the Revised Statutes of Wyoming,' approved March 9th., 1888."

House Enrolled Act No. 26, "An act to amend and re-enact Secs. 34 and 35 and Section 48 of Chapter 8, Session Laws of 1890-91 and fixing the fees of the State Engineer's office."

House Enrolled Act No. 27, "An act to prevent and punish wrongs to children."

House Enrolled Act No. 28, "An act to provide for the better protection of the earnings of laborers, servants and other employes of corporations, firms or individuals engaged in interstate business."

House Enrolled Act No. 29, "An act to amend and re-enact Sec. 126 of an act entitled, 'An act concerning elections,' approved March 14, 1890, relating to voters who are unable to mark their ballots."

House Enrolled Act No. 30, "An act to provide for the submissions of proposed amendments of the Constitution to the people of Wyoming."

House Enrolled Memorial No. 1, 'M'emorial to Congress.'

House Enrolled Memorial No. 2, 'Memorial to Congress.'

There being no objection offered he signed the same in the presence of the House.

On motion of Mr. Van Orsdel the House resolved itself into Committee of the Whole for consideration of S. F. No. 59 and H. B. No. 184.

Mr. Kelley in the chair.

Upon arising, Mr. Speaker in the chair, the committee made the following report:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration S. F. No. 59 and H. B. No. 184, beg to report that they have duly considered the same and recommend as follows:

That S. F. No. 59 do pass.

That H. B. No. 184 be amended by striking out in line 2, Sec. 4, the words "a majority," and inserting in lieu thereof the words "two-thirds," and that as so amended the bill do pass.

A. D. KELLEY, Chairman.

No objection being offered the report was received.

By unanimous consent the amendments recommended by the Committee of the Whole to H. B. No. 184 were adopted.

By unanimous consent the rules were suspended for the reading of S. F. No. 59, by Mr. McGill, "A bill for an act to amend and re-enact Sec. 1 and Sec. 8 of an act entitled 'An act

creating and establishing a State Board of Charities and Reform and prescribing in part their duties and to repeal all acts and parts of acts inconsistent herewith,' approved January 8, 1891," was read a second and third time, and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Clark, Corson, Covert, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Mahoney, Parmenter, Platt, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—27.

Noes—0.

Absent—Messrs. Alger, Brooks, Brown, Chapman, Davis, Finch, Knittle, Lobban, Minta, Ranney—10.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

On motion of Mr. Iredale, the rules were suspended for further and final consideration of H. B. No. 184.

H. B. No. 184, by Mr. Iredale, "A bill for an act providing for the changing of County seats in the organized Counties of this State," was read a second time, considered an engrossed copy, read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Clark, Corson, Covert, Downey, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—27.

Noes—Messrs. Fox, Hills, Kelley—3.

Absent—Messrs. Brooks, Brown, Chapman, Davis, Finch, Knittle, Minta—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

Mr. Iredale here made a motion to reconsider the vote by which H. B. No. 184 had just been passed.

Mr. Kelley moved to lay the motion on the table, which motion prevailed.

The following report was submitted by the Committee on Railroads:

House of Representatives,

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Railroads, to whom was referred House Bill No. 146, beg leave to report as follows:



After careful consideration of the said measure, we recommend that it do not pass for the following reasons:

First. Of the four railroads within the State of Wyoming, the receipts of three of them are insufficient to pay running expenses. The other, viz: the Union Pacific, is now in the control of the United States Courts and cannot be regulated under the provisions of this act.

Second. It is proposed to make the Secretary of State, State Treasurer and State Engineer the Railroad Commission. The carrying into effect of this act by them would necessarily use much of their time and require their presence at other points in the State away from the capitol, thereby causing a neglect of the duties imposed upon them by law.

Third. The bill proposes the appointment of a chief clerk at a salary of fifteen hundred dollars per annum, with a contingent of five hundred dollars per annum, necessitating an appropriation of four thousand dollars to carry into effect the provisions of this act during the coming two years. We do not believe the good which could be derived from such commission would benefit the people enough to justify such an appropriation.

Respectfully submitted,  
A. D. KELLEY,  
Chairman.

#### BILLS ON THIRD READING.

The following bills were read third time:

S. F. No. 39, by Mr. Craig, "A bill for an act prescribing additional duties for the Clerk of the Supreme Court and fixing his compensation," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs .Alger, Allen, Barrett, Black, Bristol, Clark, Corson, Covert, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Williams, Mr. Speaker—28.

Noes—Mr. Sullivan—1.

Absent—Messrs. Brooks, Brown, Chapman, Davis, Finch, Knittle, Minta, Van Orsdel—8.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. F. No. 27, by Mr. Abbott, "A bill for an act to provide for the distribution of the income derived from the investment of the permanent school funds and from the leasing of the State school lands."

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Black, Bristol, Clark, Corson, Covert, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—27.

Noes—Mr. Barrett—1.

Absent—Messrs. Brooks, Brown, Chapman, Davis, Finch, Knittle, Lobban, Minta, Van Orsdel—9.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. F. No. 37, by Mr. Hoyt, "A bill for an act to amend Sec. 3771 of the Revised Statutes of Wyoming of 1887.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Chapman, Corson, Covert, Goodell, Gregory, Hertzog, Higgins, Hills, Iredale, Kelley, Parmenter, Platt, Ranney, Scott, Mr. Speaker—20.

Noes—Messrs. Alger, Downey, Fox, Henry, Heward, Jackson, Mahoney, Sullivan, Williams—9.

Absent—Messrs. Brooks, Brown, Davis, Finch, Knittle, Lobban, Minta, Van Orsdel—8.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

On motion a recess was taken until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

The following report was submitted by the Committee on Engrossment:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 179, 178, 167, 147, 138, 128, 112, 135 and 113 are duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

Enrolled Act, Senate, No. 10, "An act to amend Secs. 7, 9, 10, 11, 20, 24 and 26 of Chapter 84, of the Laws of 1890-91, of the State of Wyoming, being an act entitled 'An act pro-

viding for the office of State Examiner, defining his powers and duties, prescribing his bond and fixing his compensation.'"

Enrolled Act, Senate, No. 19, "An act to amend and reenact Sec. 1 and Sec. 8 of an act entitled, 'An act creating and establishing a State Board of Charities and Reform and prescribing in part their duties, and to repeal all acts and parts of acts inconsistent herewith,' approved January 8, 1891."

There being no objection offered he signed the same in the presence of the House.

#### BILLS ON THIRD READING.

By unanimous consent, the rules were suspended requiring the third reading of bills at length, and the Clerk was instructed to read by title only; whereupon the following bills were read third time:

H. B. No. 147, by Mr. Sullivan, "A bill for an act relating to the taxation of the property and capital stock of domestic corporations," was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Brooks, Corson, Davis, Finch, Fox, Gregory, Henry, Heward, Hills, Jackson, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—21.

Noes—Bristol, Downey—2.

Absent—Messrs. Allen, Black, Brown, Chapman, Clark, Covert, Goodell, Hertzog, Higgins, Iredale, Kelley, Knittle, Lobban, Minta—14.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 138, by Mr. Kelley, "A bill for an act permitting school boards to establish industrial or manual training schools," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Black, Bristol, Brooks, Corson, Davis, Goodell, Gregory, Henry, Hills, Jackson, Kelley, Mahoney, Parmenter, Platt, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—19.

Noes—Messrs. Barrett, Finch, Fox, Hertzog, Heward, Ranney—6.

Absent—Messrs. Alger, Allen, Brown, Chapman, Clark, Covert, Downey, Higgins, Iredale, Knittle, Lobban, Mahoney.—12.

And thereupon the Speaker announced that the bill had

passed by the vote of a majority of all the members elected to the House.

H. B. No. 135, by Messrs. Torrey and Ranney, "An act to amend and re-enact Sec. 1020 of the Revised Statutes of Wyoming relating to the depositing and permitting to remain in any creek, highway, or other and different locality in this State offensive substances, declaring the same a nuisance and providing a penalty therefor," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—31.

Noes—0.

Absent—Messrs. Allen, Brown, Clark, Hills, Knittle, Minta—6.

And thereupon the Speaker announced that the bill had passed by the vote of a majority of all the members elected to the House.

H. B. No. 112, by Mr. Williams, "A bill for an act to amend and re-enact Sec. 3768 of the Revised Statutes of Wyoming, relating to taxation," was read a third time and placed on its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—29.

Noes—Messrs. Black, Kelley—2.

Absent—Messrs. Allen, Brown, Clark, Hills, Minta, Knittle—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 179, by Committee on Amendments to Constitutional Amendments, "A bill for an act relating to the submission to the electors of the State of an amendment to the Constitution relating to the disposition of public lands," was read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry,

Hertzog, Heward, Higgins, Iredale, Jackson, Lobban, Mahoney, Parmenter, Ranney, Sullivan, Williams, Mr. Speaker—25.

Noes—Messrs. Barrett, Black, Kelley, Platt, Scott, Van Orsdel—6.

Absent—Messrs. Allen, Brown, Clark, Hills, Knittle, Minta.—6.

And thereupon the Speaker announced that the bill had been passed by a two-thirds majority of all the members elected to the House.

H. B. No. 178, by Committee on Constitutional Amendments, "A bill for an act relating to the submission to the electors of the State of an amendment to the Constitution relating to the Board of Land Commissioners," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Bristol, Brooks, Chapman, Corson, Covert, Davis, Finch, Fox, Goodell, Henry, Heward, Higgins, Lobban, Mahoney, Parmenter, Platt, Ranney, Sullivan, Van Orsdel, Williams, Mr. Speaker—23.

Ayes—Messrs. Black, Downey, Gregory, Hertzog, Hills, Iredale, Jackson, Kelley, Scott—9.

Absent—Messrs. Allen, Brown, Clark, Minta—5.

And thereupon the Speaker announced that the bill had failed to pass by the vote of two-thirds of all the members elected to the House.

Mr. Kelley here gave notice that on tomorrow he would move a reconsideration of the vote just taken.

H. B. No. 128, by Mr. Downey, "A bill for an act creating the Wyoming Historical Society and making an appropriation therefor," was read third time and placed on its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—32.

Noes—0.

Absent—Messrs. Allen, Brown, Clark, Knittle, Minta—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 113, by Mr. Mahoney, "An act for the appointment of sheep inspectors, and prescribing their duties, and providing penalties for the violation of this act, and fixing their compensation and the manner of the payment of the same; and for the repeal of Chapter 31, of the Session Laws

of Wyoming, for 1890-91, and repealing all acts and parts of acts inconsistent with the provisions of this act," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Brooks, Chapman, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Higgins, Hills, Iredale, Jackson, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—25.

Noes—Messrs. Barrett, Bristol, Corson, Covert, Heward—5.

Absent—Messrs. Allen, Black, Brown, Clark, Kelley, Minta, Knittle—7.

And thereupon the Speaker announced that the bill had passed by the vote of a majority of all of the members elected to the House.

Mr. Chapman here gave notice that on tomorrow he would move a reconsideration of the vote by which H. B. No. 113 had just passed the House.

H. B. No. 183, by Mr. Fox, "A bill for an act appropriating moneys and regulating a special levy for maintenance of charitable and penal institutions," was, under suspension of the rules, by unanimous consent, read a second time, considered an engrossed bill and read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett Black, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—30.

Noes—0.

Absent—Messrs. Bristol, Brown, Hertzog, Knittle, Van Orsdel—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

By unanimous consent H. J. M. No. 5, by Mr. Brooks, "Petition to Congress to grant unto the State of Wyoming the unoccupied and unappropriated lands within the State," was introduced, read first time and referred to Committee of the Whole.

On motion of Mr. Chapman the House resolved itself into Committee of the Whole for consideration of House Bills Nos. 189, 182, 183, 61 and 3 and Senate substitute for H. B. No. 3, made special order.

Mr. Hills in the chair.

Upon arising, Mr. Speaker in the chair, the Committee made the following report:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration H. Bs. Nos. 189, 182, 183 3 and 61, and Senate Substitute for H. B. No. 3, beg to report that we have duly considered the same and recommend as follows:

That H. B. No. 189 be amended in the title thereof, and in Secs. 27, 29 and 33, by striking out the word "printing" wherever it occurs following the words "S. A. Bristol."

Strike out the words "five hundred" in line 8, Sec. 3, and insert the words "one thousand." Strike out the words "forty thousand, seven" in line 2, Sec. 3, and insert the words "forty-one thousand, six."

Strike out the word "three" in line 1, Sec. 8, and insert the word "two."

Strike out the word "two" in line 1, Sec. 10, and insert the word "three."

Strike out all of Sec. 12.

Strike out the words "one thousand" in line 11, Sec. 3, and insert the words "fifteen hundred." Insert in the blank space appearing in line 1, Sec. 34, the words "one hundred and sixty-five dollars."

Insert as Sec. 12 the following:

Sec. 12. That the sum of six hundred dollars or so much thereof as may be necessary is hereby appropriated out of any funds in the State Treasury not otherwise appropriated to pay the contingent expenses of the State Geologist from March thirty-first, eighteen hundred and ninety-five, to March thirty-first, eighteen hundred and ninety-seven."

Amend Sec. 15 by inserting after the word "for" in line 3 the word "selecting."

Strike out the words "nine hundred" in line 18, Sec. 3, and insert the words "one thousand."

Add to title the words "and for the contingent expenses of the State Geologist."

And that as so amended the bill do pass.

That H. B. No. 182 be amended as follows:

The title to House bill No. 182 shall be changed as follows:

Strike out in the first line the words "providing for appropriations" and insert in lieu thereof the words "regulating the expenditures of moneys appropriated."

Strike out lines 1 to 6 inclusive, of Sec. 1, and insert in lieu thereof:

"The officer, officers, board or commission by whose authority the moneys appropriated for the Wyoming Hospital for the Insane are expended, shall in no case authorize a

greater expenditure for any particular object or purpose other than as follows:"

Strike out lines 1 to 6 inclusive, of Sec. 2, and insert in lieu thereof:

"The officer, officers, board or commission by whose authority the moneys appropriated for the State Hospital maintenance fund are expended, shall in no case authorize a greater expenditure for any particular object or purpose other than as follows:"

Strike out lines 1 to 6 inclusive, of Sec. 3, and insert in lieu thereof:

"The officer, officers, board or commission by whose authority the moneys appropriated for the Wyoming Soldiers' and Sailors Home fund are expended, shall in no case authorize a greater expenditure for any particular object or purpose other than as follows:"

Line 7 should be changed to read: "For wages of help and other incidental expenses for the year ending March 31, 1896, \$1,000 00; for the year ending March 31, 1897, \$1,000.00."

Strike out lines 1 to 6 inclusive, of Sec. 4, and insert in lieu thereof:

"The officer, officers, board or commission by whose authority the moneys appropriated for the University fund are expended, shall in no case authorize a greater expenditure for any particular object or purpose other than as follows:"

Amend, further, by striking out lines 7 and 8, words and figures as they appear in the printed bill, and the recommendation of the Ways and Means Committee with reference thereto be adopted. Also, that the recommendations of said committee with reference to line 12, Sec. 4, and line 15, of Sec. 4, be adopted.

In line 21 Sec. 3, strike out the figures "200" occurring twice and insert the figures "200 and 100" in lieu thereof, and that the totals at footing of columns read 3950, for 1896 and 3700 for 1897.

In title, strike out the words "Wyoming Agricultural College," and insert in lieu thereof the words "Agricultural Department of the Wyoming University."

Strike out lines 1 to 10 inclusive, of Sec. 5, and insert in lieu thereof:

"The officer, officers, board or trustees of the University of Wyoming, by whose authority the moneys appropriated or received under an Act of Congress approved August 30, 1890, 'to apply a portion of the proceeds of the public lands to a more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts, established under the provisions of an Act of Congress approved July 2, 1862' is



expended shall in no case authorize a greater expenditure for any particular object or purpose other than as follows:"

That Sec. 5 be further amended, in lines 11 to 20 inclusive, line 25, lines 29 and 30, line 31, line 32, in accordance with the recommendations of the Ways and Means Committee with reference thereto.

Strike out Sec. 6 and renumber following section.

And as so amended that the bill do pass.

That H. B. No. 61 be laid on the table.

That H. B. No. 183 do pass.

That S. sub. for H. B. No. 3 be amended by striking out Sec. 2, of said substitute, and inserting in lieu thereof Sec. 2 of the original bill, being H. B. No. 3.

And that as so amended Senate substitute for H. B. No. 3 do pass.

W. J. HILLS,  
Chairman.

There being no objection offered the bill was received.

The amendments recommended by the Committee of the Whole to House Bills Nos. 189, 182 and Senate substitute to H. B. No. 3 were unanimously adopted.

By unanimous consent H. B. No. 61, by Mr. Hills, "A bill for an act providing for an act providing for an appropriation to aid in teaching science of mining and metalurgy in the University of Wyomin, and to provide for free assays for all residents of the State of Wyoming," was laid on the table.

The following communications were received from the senate:

Senate Chamber,  
Cheyenne, Wyo., February 13, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the Senate this day concurred in the House amendment to the title of S. F. No. 37, and declined to concur in House amendment to S. F. No. 27, to provide for the distribution of the income derived from the investment of the permanent school funds, etc., and that a conference is desired with reference thereto. Mr. President has named Messrs. Abbott and Miller, on the part of the Senate, as members of such conference committee.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 13, 1895.

Hon. Speaker of the House:

Sir—I have the honor to transmit herewith:

S. F. No. 81, for an "An act to amend and re-enact Sec. 7, of Chapter 17, of Chapter 70, of an act to provide for probate jurisdiction and procedure," etc., which this day passed the Senate, under suspension of the rules, by the following vote:

Ayes—16.

Noes—2.

Absent—0.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

The Speaker here announced that he had appointed Messrs. Kelley, Barrett and Corson on the part of the House as a Conference Committee with reference to House amendments to S. F. No. 27.

S. F. No. 81, by Mr. Hamlin, "A bill for an act to amend and re-enact Sec. 17 of an act entitled 'An act to provide for probate jurisdiction and procedure and prescribing the duties of courts and the officers connected therewith,'" was received, read first time and referred to Committee of the Whole.

#### BILLS ON SECOND READING.

The following bills were read a second time:

H. B. No. 189, "A bill for an act making appropriations to pay the salaries and contingent expenses of State officers and contingent and other necessary expenses for armory rent, and incidental expenses of military organizations; for paying land office fees incident to the selections of lands donated to the State by the federal government; for expense of advertising, plotting, appraising and selling State lands; for printing the Journals of the Third State Legislature, for additional legislative printing; for additional expense of furnishing certified copies of the Journals of the Third Legislature, for additional postage and incidentals of the Third Legislature, for measuring State printing; for insurance on State library; for insurance on State buildings to redeem certificates of indebtedness, numbers ninety and ninety-one, for the relief of John Taylor; of the S. A. Bristol company; of the Leader Printing company; of the S. A. Bristol company; of Phil Zehner, Jr., of Fred P. Shannon; to redeem certificates of indebtedness numbers fifty and fifty-one; for the deficiency expense of the State Fish hatchery; and for the salaries and contingent expenses of the Revision Committee, and for the contingent expenses of the State Geologist."

Ordered engrossed for third reading.

H. B. No. 182, by Mr. Chapman, "A bill for an act providing for appropriations for the ordinary expenses of mainte-

nance and certain buildings and improvements of State institutions, viz: The Wyoming Hospital for the Insane, The Wyoming General Hospital, The Wyoming Soldiers' and Sailors' Home, The Wyoming University, and the Wyoming Agricultural College for the two fiscal years ending March 31st, 1897."

Ordered engrossed for third reading.

Senate substitute for H. B. No. 3, by the Judiciary Committee, "A bill for an act relative to bonds, undertakings, recognizances, guarantees and other obligations required or permitted to be made, given, tendered or filed with surety or sureties, etc."

Ordered filed for third reading.

On motion a recess was taken until 7:30 o'clock p. m.

#### EVENING SESSION.

House called to order at 7:30 o'clock.

Mr. Speaker in the chair.

The Committee on Coal Mines submitted the following reports:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Mines, to whom was referred H. B. No. 122, beg leave to report as follows:

With the amendments hereto attached we recommend that the bill do pass.

F. M. BARRETT,  
Chairman.

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Coal Mines, to whom was referred H. B. No. 115, beg leave to report as follows:

We recommend that said bill be amended to read as follows: The State Inspector of Coal Mines shall receive an annual salary of two thousand dollars instead of eighteen hundred dollars, and with this amendment that the bill do pass.

F. M. BARRETT,  
Chairman.

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Coal Mines, to whom was referred H. B. No. 137, beg leave to report as follows:

We recommend that the bill be indefinitely postponed.

F. M. BARRETT,  
Chairman.

The Joint Committee on Conference reported as follows:

Senate Chamber,  
Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

We, your Joint Committee, to whom was referred S. F. No. 27, beg leave to report as follows:

We recommend that the Senate concur in the House amendments to said Senate File.

GEORGE E. ABBOTT,  
ROBERT MILLER,  
A. D. KELLEY,  
F. M. BARRETT,  
SAMUEL CORSON.

The following reports were received from the Committee on Ways and Means:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred S. F. No. 68, beg leave to report as follows:

That the same do pass.

GEO. F. CHAPMAN,  
Chairman.

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred H. B. No. 188, beg leave to report as follows.

That the same do pass.

GEO. F. CHAPMAN,  
Chairman.

The Committee on Corporations reported as follows:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Corporations to whom was referred S. F. No. 15, beg leave to report as follows:

We recommend it do pass.

JOHN SCOTT,  
Chairman.

Mr. Downey, on behalf of the Committee on Judiciary, reported as follows:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred bills hereinafter mentioned report as follows:

That S. F. No. 65 do pass.

That H. B. No. 73 do not pass.

That S. F. No. 71 do pass.

That S. F. No. 57 do not pass.

That H. B. No. 166 do pass.

That H. B. No. 177 do pass.

S. W. DOWNEY,  
Chairman.

The Committee on Enrollment reported as follows:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report Enrolled Acts Nos. 24, 25, 26, 27, 28, 29 and 30 and Enrolled Memorials Nos. 1 and 2 duly signed by the President of the Hon. Senate and delivered to the Governor, taking his receipt therefor.

W. J. HILLS,  
Chairman.

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report H. B. No. 6 correctly enrolled as Enrolled Act No. 31.

W. J. HILLS,  
Chairman.

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report H. B. No. 44 correctly enrolled as Enrolled Act No. 32 and is herewith returned.

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 31, "An act to provide for the acceptance by the State of Wyoming from the United States, certain lands, providing for the reclamation, occupation and disposal of the same."

House Enrolled Act No. 32, "An act giving power to the Board of Trustees of any school district to establish and maintain the kindergarten system of instruction in the public schools at which children between the ages of four and six years may receive such instructions."

There being no objection offered he signed the same in the presence of the House.

On motion of Mr. Kelley, the House resolved itself into Committee of the Whole for the consideration of bills on the general file.

Mr. Van Orsdel in the chair.

Upon arising, Mr. Speaker in the chair, the committee reported as follows:

Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg leave to report that we have duly considered the same, and recommend as follows:

That H. B. No. 89 be amended as follows:

That this bill be amended by adding the following section after Sec. 6, as follows:

Sec. 7. This act shall not apply to sheep billed and being transported through the State by an all rail route.

Sec. 8. Where sheep arrive in the State during any year and during that year are assessed for taxation in the State and the taxes thereon are paid, the inspection charges and expenses paid thereon during such year shall be refunded if such sheep were found to be not scabby. Where sheep are brought in the State and driven out of the State within thirty days as a part of their being driven through the State, the inspection charges paid thereon shall be in part refunded so as to reduce the same to one half cent per head in cases where such sheep were found to be not scabby.

That Sec. 7 be numbered Sec. 9, and that as so amended the bill do pass.

That S. F. No. 24 be made special order for tomorrow afternoon at 2 o'clock.

That H. B. No. 143 do pass.

That H. B. No. 151 do pass.

That H. B. No. 129 do not pass.

That H. B. No. 153 do not pass.

That H. B. No. 142 do pass.

That S. F. No. 66 do pass.

That H. B. No. 119 be amended in accordance with the recommendations of the Committee on Ways and Means reported under date of February 8th., and that as so amended the bill do pass.

That H. J. M. No. 3 do pass.

That H. B. No. 81 do not pass.

That S. F. No. 47 do pass.

That H. B. No. 158 do pass.

That S. F. No. 43 be indefinitely postponed.

That S. F. No. 1 do pass.

That H. B. No. 136 do pass.

That S. F. No. 52 do pass.

That S. F. No. 60 be indefinitely postponed.

That S. F. No. 61 do pass as amended by the Committee on Judiciary in report of February 11.

That S. F. No. 48 do pass.

That H. B. No. 152 do pass.

That H. B. No. 159 do pass.

That H. B. No. 186 be amended as follows:

Add the following proviso to Sec. 5 of the bill:

"Provided, however, That any offense committed prior to the passage of this act, and all cases now pending under existing laws shall not be affected by the taking effect of this act, but the same shall be continued, inquired of, prosecuted and punished in the same manner and with the same effect as if this act had not been passed." And that as so amended the bill do pass.

That H. B. No. 187 be amended as follows:

Amend Sec. 7 of the bill by inserting between the words "court" and "then" as the same appear in line 10 of said section as the same appear in the printed bill, the following words:

"Provided such term shall continue in session for such period."

Amend Sec. 7 of the bill by adding thereto the following proviso:

"Provided, That if the defendant shall not be tried at such term of the district court, for the reason that the case is continued upon the application of the prosecution, the defendant shall be entitled to an immediate examination before a committing magistrate."

Amend Sec. 14 by adding thereto the following proviso:

"Provided, however, That any offense committed prior to the taking effect of this act and all cases now pending under existing laws shall not be affected by the taking effect of this act, but the same shall be continued, inquired of, prosecuted and punished in the same manner and with the same effect as if this act had not been passed." And that as so amended the bill do pass.

That H. B. No. 154 do pass.

That H. B. No. 160 do not pass.

That H. B. No. 157 do pass.

That H. B. No. 161 do pass.

That That H. B. No. 162 do pass.

That H. B. No. 156 do pass.

That S. J. M. No. 1 do pass.

That S. F. No. 67 be referred back to the House without recommendation.

That S. F. No. 55 be amended by striking out "\$10," in line 29, Sec. 5, and inserting "\$8," and that as so amended the bill do pass.

That H. B. No. 172 do pass.

That H. B. No. 149 do pass.

That H. B. No. 146 be indefinitely postponed.

J. A. VAN ORSDEL,  
Chairman.

There being no objection the report was received.

By unanimous consent H. J. M. No. 6, by Messrs. Torrey and Henry, "Relating to the Big Horn Hot Springs," was introduced read first time and under suspension of the rules read second time, considered engrossed copy, read third time and adopted.

On motion the following correspondence in reference to S. F. No. 67 reported this day by Committee on Federal Relations was ordered spread upon the Journal:

Enrolled Act No. 6, Senate, State of Wyoming:

An act ceding to the United States jurisdiction over certain military posts and lands, and the Shoshone Indian Reservation.

Be it enacted by the Legislature of the State of Wyoming:

Section 1. That exclusive jurisdiction be and the same is hereby ceded to the United States over and within all the territory owned by the United States, included within the limits of the United States military reservations known as Fort D. A. Russell, Fort McKinney and Fort Washakie, Camp Sheridan and Camp Pilot Butte, and the United States powder depot at Cheyenne, together with such other land in the State as may be now or hereafter acquired or held by the United States for military purposes, either as additions to the posts named or as new military posts or reservations, which may be established for the common defense, saving, however, to the said estate, the right to serve civil or criminal process within the limits of the aforesaid forts, camps and depot in suits and prosecutions for or on account of rights acquired, obligations incurred or crimes committed in said State, but outside said cession and reservations, and saving further to the State the right to tax persons and corporations, their franchises and property, on said lands hereby ceded.

Sec. 2. That exclusive jurisdiction be, and the same is, hereby ceded to the United States over and within all that territory embraced within the boundaries and limits of what is known as the Shonshone Indian Reservation, in said State, saving, however, to said State the right to serve civil and criminal process within said Indian reservation, in suits or prosecutions for or on account of rights acquired, obligations incurred or crimes committed in said State, but outside of said cession and said Indian reservations; and saving further to said State, the right to tax persons and corporations, their franchises and property, on said reservation.



Sec. 3. This act shall take effect and be in force from and after its passage.

F. W. MONDELL,  
President of the Senate:

L. C. TIDBALL,  
Speaker of the House.

Approved February 17, 1893.

JOHN E. OSBORNE,  
Governor.

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State of Wyoming,  
Office of the Secretary of State.

United States of America,

ss.

State of Wyoming.

I, Amos W. Barber, Secretary of State, of the State of Wyoming, do hereby certify that the foregoing copy of Enrolled Act No. 6, Senate, State of Wyoming, has been carefully compared with the original, as filed in this office on the 17th day of February, A. D. 1893, and that the same is a true and correct copy of said "original enrolled act," and of the whole thereof.

In Testimony Whereof I have hereunto set my  
(SEAL) hand and affixed the Great Seal of the State of Wyoming. Done at Cheyenne, the Capitol, this 28th day of March, A. D., 1893.

(Signed) AMOS W. BARBER,  
Secretary of State:

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Headquarters, Department of the Platte,  
Omaha, Neb., April 12, 1893.

To the Adjutant General, United States Army, Washington,  
D. C.

Sir: I have the honor to enclose herewith a duly authenticated copy of an Act of the Legislature of Wyoming ceding to the United States jurisdiction over certain military posts, lands and the Shoshone Indian reservation. I would invite particular attention to the qualified cession made in this act by which it will be seen that the cession of jurisdiction is so hampered by conditions that it practically amounts to little or nothing. Under these circumstances it is a question in my mind if any improvements of a permanent character should be made in any of the military posts in that State. In view of this I would ask to be informed of the views, as to this matter, of the Major General Commanding and the Secretary of War, at the earliest date practicable so that I may be able to make such recommendations regarding improvements at the military.

posts in Wyoming, as may be in accordance with these views, and considered proper.

Very respectfully, your obedient servant,

(Signed) JOHN R. BROOKE,  
Brigadier General Commanding.

(1 enclosure)

COPY.

Subject—Cession of Jurisdiction.

Inc. 1 to 272.

#### WAR DEPARTMENT.

Washington, D. C., May 10, 1893.

Sir: The department is in receipt of a letter from Brig. Gen. John R. Brooke, commanding the Department of the Platte, dated the 12th ultimo, inclosing the certified copy of the Act of the Legislature of the State of Wyoming, approved February 17, 1893, entitled, "An act ceding to the United States jurisdiction over certain military posts and lands, and the Shoshone Indian reservation" in the State of Wyoming, which was transmitted to him by your letter of March 29th. Gen. Brooke invites particular attention to the qualified cession made in this Act and says that the cession is so hampered by conditions that it practically amounts to little or nothing, and under these circumstances it is a question if any improvements of a permanent character should be made in any of the military posts in the State.

An examination of the act by the Acting Judge Advocate General of the Army reveals the fact that down to its last clause it follows the form prepared for the purpose in his office, and I quote for your information his remarks in full on the subject:

"In this form the right reserved to the State to serve process within the reservations, for acts and crimes done and committed, in the State, but outside such reservations, is in accordance with approved models and not subject to exception; its effect being simply to protect the district to which the cession in any case applies from being an asylum for fugitives from justice.

"But in its passing through the Legislature there has been added to the act, both in Secs. 1 and 2, a further clause—saving to the State 'the right to tax persons and corporations, their franchises and property, on said lands hereby ceded.' (Or in Sec. 2, 'on said Indian reservation.')

"It is not improbable that the Legislature, in adding this clause, had in view the clause passed upon by the United States Supreme Court in the case of Fort Leavenworth Railroad Co., vs. Lowe, 114 United States Reports, 525. Here, to an act ceding the jurisdiction of the State of Kansas over the Fort Leavenworth Military reservation, (expressed in terms almost

identical with those of the present act, as originally framed in this office) there was added the following: 'and saving further to said State the right to tax railroad, bridge and other corporations, their franchises and property, on said reservation.' To a clause of this purport there would be no objection in the present or any other case. Railway, bridge, &c., corporations are not infrequently granted by Congress either rights of way, or other franchises, on military and Indian reservations, which are as properly taxable as any other property of such corporations within the State.

"But in the present instance the statute goes further and saves to the State, in general terms, the right to tax persons and their property on any of the reservations mentioned. The legal effect of such a saving clause is, perhaps, doubtful; but under it the State of Wyoming would probably consider itself fully empowered to levy poll taxes as well as property taxes on officers and soldiers of the army, and civil employes of the government, stationed or commorant at these posts. This, if done, would not only be oppressive and unjust, but wholly at variance with the essence of the cession, making it comparatively valueless. It is the proper legal effect of such a cession to discharge those classes of persons of all such taxes (see *Fort Leavenworth Railroad Co., vs. Lowe*, and authorities cited by the court) and this is the first instance within my knowledge of legislation of this character embracing a provision thus inclusive. And such provision is not only exceptional, but, in my judgment is opposed in spirit—if not in terms—to the conditions prescribed in such cases by Congress in Sec. 353, Revised Statutes.

"It is therefore my opinion that the cession thus made should not be accepted by the United States; and that no money appropriated for buildings, &c., on such reservations, should be expended until the objectionable general provision authorizing the taxing by the State of 'persons and property' on these lands be stricken from the act by subsequent legislation."

Upon reference of the papers to the Major General Commanding the Army, he recommends that no funds be expended for military improvements in the State of Wyoming, except for absolutely necessary repairs, until the provisions in the act referred to are repealed.

Very respectfully,

(Signed:) DANIEL S. LAMONT,  
Secretary of War.

To the Governor of the State of Wyoming, Cheyenne, Wyo.

Official copy respectfully furnished the Commanding General, Department of the Platte, for his information.

By command of Major General Schofield:

(Signed)

H. C. CORBIN,

Assistant Adjutant General.

A. G. Office, May 13, 1893.

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State of Wyoming,

Executive Chambers,

Cheyenne, May 16, 1893.

Hon. Daniel S. Lamont, Secretary of War, Washington, D. C:

Sir: Referring to your favor of the 10th instant, regarding the cession of jurisdiction to the United States over certain military posts and lands in the State of Wyoming, I would say that the statute as passed was the direct outcome of advice to the Judiciary Committee of the Legislature; in my message to the Legislature calling attention to this matter, I particularly impressed on them the policy of granting the United States jurisdiction as requested and embodied in the form of bill sent to this office by the War Department, but when the bill was introduced, it was referred to the Judicial Committee, who in turn referred it to the Attorney General of the State, and on his advice the objectionable clause was attached.

I feel perfectly safe in saying that the next Legislature will remedy this fault, and grant jurisdiction to the United States as requested, without any features that will, as in the present instance, practically vitiate the end sought.

I have the honor to be, very respectfully yours,

JNO. E. OSBORNE,

Governor.

Will make this matter a subject of special attention in my retiring message to next Legislature.

OSBORNE.

Official copy respectfully furnished the Commanding General, Department of the Platte, for his information.

By command of Major General Schofield:

(Signed)

H. C. CORBIN,

Assistant Adjutant General.

Adjutant General's Office, May 24, 1893.

On motion the House adjourned.

M. C. BARROW,

Chief Clerk.

## THIRTY-THIRD DAY.

Hall of the House of Representatives,  
Cheyenne, Wyo., February 14, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Brown, Knittle Minta.

Prayer by the chaplain.

Journal of preceding day's session read and approved.

## UNFINISHED BUSINESS.

By unanimous consent the amendments recommended by the Committee of the Whole to House Bills Nos. 89, 119, 186, 187 and Senate Files Nos. 61 and 55 were adopted.

House Bills Nos. 129, 153, 81, 160, 146, 154 and 156 and Senate Files Nos. 43 and 60 were by unanimous consent indefinitely postponed.

S. F. No. 24 was by unanimous consent laid on the table.

S. F. No. 67, by Mr. Woodruff, "A bill for an act to repeal Chapter 20, of the Session Laws of the State of Wyoming for the year 1893, entitled, 'An act ceding to the United States, jurisdiction over certain military posts and lands, and the Shoshone Indian reservation,'" was referred to the Committee on Judiciary.

The Speaker here announced that he was about to sign the following bill:

Senate Enrolled Act No. 20, "An act prescribing additional duties for the Clerk of the Supreme Court and fixing his compensation."

There being no objection offered he signed the same in the presence of the House.

Mr. Chapman moved for a reconsideration of the vote of yesterday on H. B. No. 113 which motion prevailed and H. B. No. 113 was made special order for 5 o'clock p. m. this day.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, Wyo., February 13, 1895.

Hon. Speaker of the House:

Sir—I have the honor to return herewith:

H. B. No. 86, for "An act to levy taxes and to appropriate the amount realized therefrom for the purchase of a site for, and the erection and equipment of The Wyoming Agricultural College," etc., further consideration of which was this day indefinitely postponed by the Senate.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 13, 1895.

Mr. Speaker:

Sir—I have the honor to transmit herewith H. B. No. 145, for "An act to incorporate cities of the first class, and regulating their duties, powers and government," which the Senate this day substituted for S. F. No. 69, (a bill for the same purpose, with same title and in its provisions identical with said H. B. No. 145,) and passed by the following vote:

Ayes—17.

Noes—0.

Absent—1.

Very Respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 13, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the Senate this day, in accordance with the recommendation of the Committee of Conference, concurred in House amendments to S. F. No. 27.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 13, 1895.

Hon. Speaker of the House.

Sir—I have the honor to inform your Honorable Body that the Senate this day passed the following entitled bills with amendments as indicated on the slips thereto attached:

H. B. No. 14, for "An act to create a State Board of Arbitration," etc., with two amendments.

Ayes—15.

Noes—2.

Absent—1.

H. B. No. 95, for "An act to revise, amend and consolidate statutes relating to highways and bridges," with four amendments.

Ayes—17.

Noes—2.

Absent—1.

Said bills are herewith returned, and the concurrence of your Honorable Body in Senate amendments thereto is respectfully requested.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

H. B. No. 14, by Mr. Parmenter, "A bill for an act to create a State Board of Arbitration for the arbitration of controversies arising between employer and employes," was amended by the Senate which Senate amendments were concurred in by the following vote:

Ayes—Messrs. Allen, Black, Bristol, Brooks, Clark, Corson, Covert, Fox, Goodell, Gregory, Heward, Higgins, Hills, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan—21.

Noes—Messrs. Alger, Barrett, Davis, Downey, Finch, Henry, Williams, Mr. Speaker—8.

Absent—Messrs. Brown, Chapman, Hertzog, Iredale, Knittle, Lobban, Minta, Van Orsdel—8.

And thereupon the Speaker announced that the Senate amendments to the bill had been concurred in by the vote of a majority of all the members elected to the House.

H. B. No. 95, by Mr. Finch, "An act to revise, amend and consolidate the statutes relating to highways and bridges," was amended by the Senate, which Senate amendments were concurred in by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Davis, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Higgins, Hills, Jackson, Kelley, Mahoney, Parmenter, Platt, Scott, Sullivan, Williams, Mr. Speaker—27.

Noes—Mr. Heward—1.

Absent—Messrs. Brown, Covert, Fox, Iredale, Knittle, Lobban, Minta, Ranney, Van Orsdel—9.

And thereupon the Speaker announced that the Senate amendments to the bill had been passed by the vote of a majority of all the members elected to the House.

The following report was received from the Committee on Enrollment:

Cheyenne, Wyo., February 14, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report Enrolled Acts Nos. 31 and 32 duly signed by the President of the Senate and delivered to the Governor, taking his receipt therefor.

W. J. HILLS.  
Chairman.

The Committee on Engrossment reported as follows:  
Cheyenne, Wyo., February 14, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 148, 176, 155, 180, 189 and 182 have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

Mr. Williams, on behalf of the Committee on Agriculture submitted the following reports:

House of Representatives,  
Cheyenne, Wyo., February 14, 1895.

Mr. Speaker:

Your Committee on Agriculture, to whom was referred H. B. No. 174, beg leave to report as follows:

That the bill do pass.

FRANK O. WILLIAMS,  
Chairman.

Cheyenne, Wyo., February 14, 1895.

Mr. Speaker:

Your Committee on Agriculture, to whom was referred S. F. No. 52, beg leave to report as follows:

That we consider H. B. No. 174 covering the same subject a better bill and that this bill do not pass.

FRANK O. WILLIAMS,  
Chairman.

S. F. No. 82, by Mr. Hoyt, "A bill for an act to exterminate and destroy Russian thistle and other weed pests," was indefinitely postponed.

#### BILLS ON SECOND READING.

The following bills were read second time:

H. B. No. 151, by Mr. Hills, "A bill for an act to provide for the redemption of real property sold under any proceeding authorized by law," was by unanimous consent considered engrossed copy and filed for third reading.

S. F. No. 66, by Mr. Woodruff, "A bill for an act relating to



the levy and collection of taxes upon live stock brought into this State for the purpose of being grazed."

Ordered filed for third reading.

H. B. No. 119, by Mr. Iredale, "A bill for an act relating to the care and maintenance of the insane, and amending and re-enacting Sec. 2, of Chapter 93, entitled, "An act to provide for the care and maintenance of the insane," enacted by the First Legislature and approved January 10, 1891."

Ordered engrossed for third reading.

S. F. No. 47, by Mr. Appelget, "A bill for an act to provide for the enumeration of the inhabitants of the State of Wyoming in the year 1895, as required by the Constitution."

Ordered filed for third reading.

H. B. No. 158, by Mr. Hills, "A bill for an act to amend and re-enact Sec. 686 of Chapter 4, of the Revised Statutes of Wyoming, relating to County libraries."

Ordered engrossed for third reading.

S. F. No. 1, by Mr. Hamlin, "A bill for an act to amend and re-enact Chapter thirty-six of the Session Laws of Wyoming Territory, passed by the Eleventh Legislative Assembly, approved March 8, 1890, being an act relating to the manner of taking appeals from Justice courts and for other purposes."

Ordered filed for third reading.

H. B. No. 136, by Mr. Barrett, "A bill for an act appropriating the sum of sixty-six, 66-100 dollars out of the State treasury to reimburse Hugh Burnes for the value of one horse killed while suffering with glanders, by order of the Sheriff of Crook county."

Ordered engrossed for third reading.

S. F. No. 52, by Mr. Ludvigsen, "A bill for an act concerning conveyances and providing for the cancellation and discharge of mortgages and deeds of trust."

Ordered filed for third reading.

S. F. No. 61, by Mr. Abbott, "A bill for an act to amend and re-enact Sec. 1661 of the Revised Statutes of Wyoming, relating to notaries public."

Ordered filed for third reading.

S. F. No. 48, by Mr. Woodruff, "A bill for an act to amend and re-enact Sec. 44 of Chapter 73, of the Session Laws of Wyoming, for the year 1890, entitled, 'An act defining crimes, regulating criminal procedure and for other purposes,' approved March 14, 1890, in relation to malicious mischief."

Ordered filed for third reading.

H. B. No. 152, by Mr. Allen, "A bill for an act to define trusts, and to provide for penalties and punishment of corporations, persons, firms and associations of persons connected with

them, and to promote free competition in the State of Wyoming."

Ordered engrossed for third reading.

H. B. No. 159, by Mr. Hills, "A bill for an act to provide for the restoration to citizenship, civil rights and the elective franchise of worthy persons convicted of offenses against the laws of the State."

Ordered engrossed for third reading.

H. B. No. 186, by Mr. Torrey, "A bill for an act relating to the regulation of the grand jury system and repealing Secs. fourteen, fifteen, sixteen and seventeen of an act entitled, 'An act to change and regulate the grand jury system by reducing the number of grand jurors, providing that a grand jury shall be summoned only when ordered by the court, and providing for prosecution by information and the procedure thereunder,' approved January 10, 1891."

Ordered engrossed for third reading.

H. B. No. 187, by Mr. Torrey, "A bill for an act relating to prosecution by information and procedure thereunder, and repealing Secs. one, two, three, four, five, six, seven, eight, nine, ten, eleven, twelve and thirteen, of an Act entitled, 'An act to change and regulate the grand jury system by reducing the number of grand jurors, providing that a grand jury shall be summoned only when ordered by the court, and providing for prosecution by information and the procedure thereunder,' approved January 10, 1891, and an act entitled, 'An act to amend and reenact Sec. 7 of Chapter fifty-nine and to repeal Sec. eight, of Chapter fifty-nine, of the Session Laws of the State of Wyoming,' enacted by the First State Legislature regulating the grand jury system,' approved February 17, 1893."

Ordered engrossed for third reading.

H. B. No. 157, by Mr. Finch, "A bill for an act to encourage the manufacture of sugar from sugar beets in this State by exempting from taxation for a period of ten years all property necessary for such purposes."

Ordered engrossed for third reading.

H. B. No. 161, by Mr. Torrey and Mr. Ranney, "A bill for an act in relation to the duties of live stock inspectors and providing for the collection of a fee in certain cases where cattle, are seized, and sold by inspectors."

Ordered engrossed for third reading.

H. B. No. 162, by Mr. Torrey and Mr. Ranney, "A bill for an act in relation to the distribution of proceeds of sale of cattle seized and sold by live stock inspectors."

Ordered engrossed for third reading.

H. B. No. 172, by Mr. Davis, "A bill for an act providing for the determination of an election where a tie vote is cast."

Ordered engrossed for third reading.

H. B. No. 149, by Mr. Scott, "An act relating to the form of ballots and amending Sec. 104 of an act entitled 'An act concerning elections and for other purposes,' approved March 14, 1890."

Ordered engrossed for third reading.

H. B. No. 154, by Mr. Scott, "A bill for an act concerning the attendance of witnesses at hearings before the State Board of Control."

Indefinitely postponed.

H. B. No. 156, by Mr. Torrey and Mr. Ranney, "A bill for an act to prevent Jersey bulls and grade Jersey bulls from running at large, to provide for their castration, and to fix penalties for the violation of this act."

Indefinitely postponed.

S. F. No. 55, by Mr. Craig, "A bill for an act to provide for the supervision and use of the public waters of the State, and to amend and re-enact Secs. 2, 3, 4, 19, 23, 26, 29, 30 and 45 of Chapter 8 of the Session Laws of 1890-91, entitled 'An act providing for the supervision and use of the waters of the State.'"

Ordered filed for third reading.

H. B. No. 143, by Barrett, "A bill for an act relating to the duty of State Examiner in the case of defalcation on the part of the State Treasurer, or the Treasurer of any County, school district or municipal corporation, and providing for the suspension of such officer until such defalcation is satisfied," was by unanimous consent amended by striking out all of Sec. 3 after the word "treasurer" in line 17, considered an engrossed copy of the bill, and under suspension of the rules, read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson, Kelley, Mahoney, Parmenter, Ranney, Scott, Williams, Mr. Speaker—26.

Noes—Messrs. Higgins, Platt, Sullivan—3.

Absent—Messrs. Brown, Downey, Finch, Fox, Knittle, Lobban, Minta, Van Orsdel—8.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 142, by Mr. Barrett, "A bill for an act authorizing the examination of building and loan associations and providing for the control thereof, if insolvent or in unsatisfactory condition," was read a second time, and under suspension of the rules considered engrossed copy and read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—28.

Noes—Messrs. Clark, Fox, Iredale—3.

Absent—Messrs. Brown, Knittle, Lobban, Mahoney, Minta, Van Orsdel—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. J. M. No. 3, by Mr. Parmenter, "Memorial to Congress."

Was read a second time and under suspension of the rules was read a third time and unanimously adopted.

#### BILLS ON THIRD READING.

S. F. No. 63, by Mr. Verbryck, "A bill for an act to amend and re-enact Sec. 1 of Chapter 55, of the laws of the State of Wyoming, passed by the First State Legislature, and approved January 10, 1891, relating to the classification of Counties," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Mahoney, Parmenter, Platt, Sullivan, Williams, Mr. Speaker—29.

Noes—0.

Absent—Messrs. Brown, Covert, Knittle, Lobban, Minta, Ranney, Scott, Van Orsdel—8.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 180, by Mr. Davis, "A bill for an act to amend Sec. twelve of Chapter 22 of an act entitled, 'An act providing for probate jurisdiction and procedure and prescribing the duties of courts and the officers in connection therewith,' approved January 10, 1891," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills,

Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Mr. Speaker—28.

Noes—0.

Absent—Messrs. Brown, Clark, Iredale, Jackson, Knittle, Lobban, Minta, Van Orsdel, Williams—9.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

Substitute for H. B. No. 148, by Mr. Downey, "A bill for an act to provide for the custody and treatment of persons of unsound mind who have been accused or convicted of criminal offenses," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt Ranney, Scott, Sullivan, Mr. Speaker—30.

Noes—0.

Absent—Messrs. Brown, Clark, Higgins, Knittle, Minta, Van Orsdel, Williams—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 189, by Committee on Ways and Means, "A bill for an act making appropriations to pay the salaries and contingent expenses of State officers, and contingent and other necessary expenses for armory rent and incidental expenses of military organizations; for paying land office fees incident to the selection of lands donated to the State by the federal government; for expense of advertising, platting, appraising and selling State lands; for printing the Journals of the Third Legislature for additional legislative printing; for additional expense of furnishing certified copies of the Journals of the Third Legislature; for additional postage and incidentals of the Third Legislature; for measuring State printing; for insurance upon State library; for insurance upon State buildings; to redeem certificates of indebtedness numbers ninety and ninety-one; for the relief of John Taylor; of the S. A. Bristol Company; of the Leader Printing Company; of the S. A. Bristol Company; of Phil Zehner, Jr.; of Fred P. Shannon; to redeem certificates of indebtedness numbers fifty and fifty-one; for the deficiency expense of the State Fish Hatchery; and for the salaries and contingent expenses of the Revision Commissioners," was amended as follows by unanimous consent:

Sec. 7, line 1, strike out the word "two" and insert the word "three."

Sec. 8, line 1, strike out the word "two" and insert the word "three."

And as so amended was placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Mr. Speaker—31.

Noes—0.

Absent—Messrs. Brown, Clark, Knittle, Minta, Williams.—5.

Excused—Mr. Bristol—1.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 182, by Mr. Chapman, "A bill for an act providing for appropriations for the ordinary expenses of maintenance and certain buidlings and improvements of State institutions, viz: The Wyoming Hospital for the Insaue, The Wyoming General Hospital, The Wyoming Soliders' and Sailors' Home, The Wyoming University, and the Wyoming Agricultural college for the two fiscal years ending March 31, 1897," was amended by unanimous consent as follows:

Add to Sec. 3:

Provided that the provisions of this section shall not apply to or in any manner affect the money received by the commissioners of the Wyoming Soldiers' and Sailors' Home from the board of managers of the National Home for Disabled Volunteer Soldiers, which said funds are appropriated by Sec. 12 of an act entitled, 'An act to temporarily establish and maintain the Wyoming Soldiers' and Sailors' Home, approved February 12, 1895."

Amend Sec. 3, printed bill, as follows:

For the year ending March 31, 1896—1897.

Line 7, for salaries, wages and other pur-

poses . . . . .	\$1,400.00	\$1,400.00
Line 8, for food and maintenance. . . . .	1,200.00	1,200.00
Line 9, clothing, bedding, etc. . . . .	300.00	100.00
Line 10, laundry supplies, etc. . . . .	50.00	50.00
Line 11, fuel, etc. . . . .	200.00	200.00
Line 12, light, etc. . . . .	75.00	75.00
Line 13, water, etc. . . . .	25.00	25.00
Line 14, medicines and medical supplies. . . . .	75.00	25.00
Line 15, freight, transportation, etc. . . . .	30.00	15.00

Line 16, postage, telegraphing, etc.....	25.00	20.00
Line 17, books, stationary, etc.....	25.00	15.00
Line 18, printing, advertising, etc.....	25.00	20.00
Strike out line 19.		
Line 20, household expenses, etc.....	50.00	25.00
Line 21, furniture etc.....	300.00	50.00
Line 22, ordinary building repairs.....	50.00	50.00
Line 23, farm, garden, stock and grounds..	50.00	50.00
Line 24, all other expenses.....	200.00	100.00

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Line 23, total ordinary expenses.....\$4,080.00    \$3,420.00

And as so amended was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Mr. Speaker—32.

Noes—0.

Absent—Messrs. Brown, Clark, Knittle, Minta, Williams,—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 176, by Messrs. Barrett and Torrey, "A bill for an act to submit to the qualified electors of the State of Wyoming at the next general election, an amendment to Sec. 6, of Article 3 of the Constitution of the State of Wyoming, relating to the length of the sessions of the Legislature and the compensation of the members thereof," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Brooks, Corson, Davis, Finch, Goodell, Henry, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Sullivan, Van Orsdel, Mr. Speaker—22.

Noes—Messrs. Alger, Chapman, Covert, Downey, Fox, Gregory, Hertzog, Heward, Scott—9.

Absent—Messrs. Bristol, Brown, Clark, Knittle, Minta, Williams—6.

And thereupon the Speaker announced that the bill not having received a two-thirds majority of all the members elected to the House had failed to pass.

H. B. No. 167, by Mr. Torrey, "A bill for an act relating to the submission to the electors of the State an amendment to the

Constitution providing for the organization of Big Horn County," was amended by unanimous consent as follows:

Amend by adding at the end of Sec. 2, the following words:

The foregoing boundaries may be changed as may be provided by law.

And as so amended was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Brooks, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Heward, Higgins, Hills, Jackson, Mahoney, Platt, Scott, Sullivan, Williams, Mr. Speaker—21.

Noes—Messrs. Black, Bristol, Chapman, Clark, Corson, Hertzog, Iredale, Kelley, Parmenter, Ranney, Van Orsdel—11.

Absent—Messrs. Alger, Brown, Knittle, Lobban, Minta—5.

And thereupon the Speaker announced that the bill not having received a two-thirds majority of the votes of all the members elected to the House it had failed to pass.

Mr. Kelley here gave notice of a motion to reconsider the vote by which the bill had been defeated.

H. B. No. 155, by Messrs. Torrey and Ranney, "A bill for an act to submit to the qualified electors of the State of Wyoming, at the next general election, an amendment to Sec. 3, of Article 16 of the Constitution of the State of Wyoming, relating to County and municipal indebtedness," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Brooks, Clark, Davis, Finch, Fox, Goodell, Henry, Heward, Jackson, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan—20.

Noes—Messrs. Chapman, Corson, Downey, Gregory, Hertzog, Higgins, Hills, Iredale, Kelley, Van Orsdel, Mr. Speaker—11.

Absent—Messrs. Bristol, Brown, Covert, Knittle, Minta, Williams—6.

And thereupon the Speaker announced that the bill not having received a two-thirds majority of the votes of all the members elected to the House it had failed to pass.

Mr. Torrey here moved a reconsideration of the vote by which H. B. No. 155 had been defeated, which motion received the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Bristol, Brooks, Clark, Covert, Davis, Finch, Fox, Goodell, Henry, Heward, Jackson, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Mr. Speaker—21.



Noes—Messrs. Black, Chapman, Corson, Downey, Gregory, Hertzog, Higgins, Hills, Iredale, Kelley, Van Orsdel—11.

Absent—Messrs. Brown, Knittle, Lobban, Minta, Williams.

—5.

The ruling of the chair was that the motion prevailed.

On motion a recess was taken until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

By unanimous consent the motion of Mr. Kelley for reconsideration of H. B. No. 67 was allowed to go over until tomorrow.

On motion the House resolved itself into Committee of the Whole for the consideration of bills on the general file.

Mr. Downey in the chair.

Upon arising Mr. Speaker in the chair, the committee made the following report.

Cheyenne, Wyo., February 14, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration bills on the general file, beg to report that we have duly considered the same, and recommend as follows:

That H. B. No. 170 be laid over until tomorrow, for further consideration.

That H. B. No. 163 be amended as follows:

Strike out the words "commencing March 1st, 1895," line 2, Sec. 1, and the same words in line 2, Sec. 2. Strike out Secs. 3 and 7, and insert as Sec. 7, the following: "Nothing in this act shall affect the compensation of any State officer now in office during his term of office."

Strike out the word "bank" in Sec. 1, line 6. Insert after the word "day" in line 8, Sec. 1, the following: "and actual and necessary expense as now allowed by law."

Renumber sections to correspond with such changes. Strike out the word "sixteen" in Sec. 1, line 7, and insert the word "twelve." And that as so amended the bill do pass.

That H. B. No. 181 do pass.

That H. B. No. 175 do not pass.

That H. B. No. 171 do pass.

That H. B. No. 169 do not pass.

That S. F. No. 23 do not pass.

That S. F. No. 80 do pass.

That S. F. No. 80 do pass.

That S. F. No. 81 be recommitted to the Committee on Judiciary.

That H. B. No. 164 do pass.

That H. B. No. 165 do pass.

That H. B. No. 144 do pass.

That H. B. No. 122 be referred back to the House without recommendation.

That H. B. No. 182 do pass.

That H. B. No. 168 be amended by striking out of Sec. 3, all of line 5, after the word "treasury" and all of lines 6, 7, 8 and 9.

Strike out Sec. 6 and make Sec. 7 of the printed bill Sec. 6, and that as so amended the bill do pass.

S. W. DOWNEY,  
Chairman.

There being no objection offered the report was received and the amendments as recommended therein adopted.

H. Bs. Nos. 175, 169 and S. F. No. 23 were indefinitely postponed.

H. B. No. 113, by Mr. Mahoney, "An act for the appointment of sheep inspectors; and prescribing their duties, and providing penalties for the violation of this act, and fixing their compensation and the manner of the payment of the same; and for the repeal of Chapter 31 of the Session Laws of Wyoming for 1890 and 1891, and repealing all acts and parts of acts inconsistent with the provisions of this act," was amended as follows by unanimous consent:

Amend Sec. 1 by striking out in line 2 the words "a majority" and insert in lieu thereof the words "five or more."

Strike out all of Sec. 20 following the word "made" in line 15 and insert in lieu thereof the following: "the following fees to-wit: Five dollars per day for each and every day necessarily spent in making such inspection, fifteen cents per mile for each mile necessarily traveled, and one-fourth cent per head for each sheep in the flock or flocks so inspected, and said fees shall be a lien on the sheep so inspected."

Amend Sec. 21 by striking out all of said section following the word "Inspectors" in line 2.

And as so amended was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Ireland, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Mr. Speaker—31.

Noes—0.

Absent—Messrs. Brown, Finch, Knittle, Minta, Van Orsdel, Williams—6.

And thereupon the Speaker announced that the bill had

been passed by the vote of a majority of all the members elected to the House.

On motion of Mr. Goodell, H. B. No. 89, by Messrs. Chapman and Goodell, "An act providing for sheep inspection, inspection charges, compensation and duties of inspector, and amending and re-enacting certain laws inconsistent herewith," was indefinitely postponed.

On motion the House adjourned.

M. C. BARROW,  
Chief Clerk.

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### THIRTY-FOURTH DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyo., February 15, 1895.

House met at 10 o'clock a. m.

Mr. Speaker in the chair.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Brown, Knittle, Minta.

Prayer by the chaplain.

Journal of preceding day's session read and approved.

The messenger, Robert E. Ford, having tendered his resignation, which was accepted, Robert Smith was elected to fill the vacancy by acclamation.

Stephen W. Downey, Jr., was nominated as Page to fill the vacancy caused by the proomtion of Robert Smith and was elected as Page of the House by acclamation, who thereupon took and subscribed the oath of office as administered by Chief Justice Potter.

The following communications were received from the senate:

Senate Chamber,  
Cheyenne, Wyo., February 14, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the following entitled bills this day passed the Senate:

H. B. No. 54, for "An act to encourage the destruction of predatory wild animals and providing bounties for the killing thereof, and making an appropriation for the payment of such bounties," etc.

Ayes—11.

Noes—6.

Absent—1.

H. B. No. 34, for "An act appropriating the sum of \$1,200 to reimburse M. N. Grant for expenses incurred while Auditor of the Territory of Wyoming."

Ayes—13.

Noes—4.

Absent—1.

H. B. No. 28, for "An act providing for the completion and repair of the State Penitentiary building at Rawlins, Wyoming."

Ayes—17.

Noes—1.

Absent—0.

And said House Bills Nos. 54, 34 and 28 are herewith returned to your Honorable Body.

Very respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 14, 1895.

Hon. Speaker of the House:

Sir—I have the honor to return herewith the following entitled bills, further consideration of which was this day, by the Senate indefinitely postponed:

H. B. No. 111, for "An act to amend and re-enact Sec. 32, of "An act concerning elections and for other purposes, approved March 14, 1890," etc.

H. B. No. 2, for "An act to establish and maintain a system of public instruction."

Very Respectfully,

J. C. ARGESHEIMER,

Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 14, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the Senate this day granted a conference on H. B. No. 7, in accordance with the request of the Honorable House this day received, and Mr. President has named Messrs. Woodruff and

Miller, on the part of the Senate, as members of such Conference Committee.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

The following communication was received from the Governor:

Executive Office,  
Cheyenne, Wyo., February 14, 1895.

To the Honorable Speaker of the House:

I have the honor to inform you that I have this day approved and signed:

Enrolled House Act No. 20, providing for the establishment of a branch State Fish Hatchery at Sheridan.

Enrolled House Act No. 21, providing for the building of a branch State Fish Hatchery at Sundance.

Enrolled House Act No. 23, "An act to prevent the killing of buffalo in the State of Wyoming."

W. A. RICHARDS,  
Governor.

The Speaker here appointed as a Conference Committee the following members to consider S. F. No. 15:

Messrs. Hertzog, of Albany, Ranney of Fremont, Mahoney of Carbon, Higgins of Converse, Barrett of Crook, Lobban of Johnson, Covert of Laramie, Sullivan of Natrona, Brooks of Sheridan, Iredale of Sweetwater, Davis of Weston, Goodell of Uinta.

The following communication was received from His Excellency, the Governor:

Executive Office,  
Cheyenne, Wyo., February 14, 1895.

To the Honorable Speaker of the House:

I have the honor to inform you that I have approved and signed:

Enrolled House Act No. 31, entitled "An act to provide for the acceptance by the State of Wyoming from the United States of certain lands, and providing for the reclamation, occupation and disposal of the same.

W. A. RICHARDS,  
Governor.

Cheyenne, Wyo., February 15, 1895.

To the Honorable Members of the Senate and House of Representatives:

I herewith transmit a joint communication from the Hon. Joseph M. Carey and Hon. Charles F. Miller tendering to the State of Wyoming the portrait of the late John A. Campbell,

the first Governor of the Territory of Wyoming; and the portrait of the late Stephen F. Nuckolls, the first Delegate in Congress of the Territory of Wyoming.

It is respectfully recommended that your Honorable Body take appropriate action by joint resolution or otherwise to accept and acknowledge this valuable gift.

Wm. A. RICHARDS,  
Governor.

(Copy.)

Cheyenne, Wyo., February 14, 1895.

His Excellency, William A. Richards, Governor of Wyoming.

Sir: We have the honor to tender to the State of Wyoming the portrait of the late John A. Campbell, the first Governor of the Territory of Wyoming, and the portrait of the late Stephen F. Nuckolls, the first Delegate in Congress from the Territory of Wyoming.

Very respectfully,  
JOSEPH M. CAREY,  
CHARLES F. MILLER,

On motion of Mr. Kelley, a committee of three were appointed to draft resolutions of acceptance of the portraits named above.

The Speaker appointed as such committee Messrs. Van Orsdel, Alger and Goodell.

The motion of Mr. Kelley to reconsider the vote on H. B. No. -178 was carried.

H. B. No. 178, "A bill for an act relating to the submission to the electors of the State of an amendment to the Constitution relating to the Board of Land Commissioners," was again read and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Heward, Higgins, Hills, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—30.

Noes—Messrs. Chapman, Hertzog—2.

Absent—Messrs. Brown, Iredale, Knittle, Lobban, Minta.—5.

And thereupon the Speaker announced that the bill had been passed by the vote of over two-thirds of the members elected to the House.

#### BILLS ON SECOND READING.

The following bills were read a second time:

H. B. No. 126, by Mr. Kelley, "A bill for an act to increase

the State library by adding a miscellaneous collection of books and making a donation of land for State and County libraries."

Ordered engrossed for third reading.

H. B. No. 163, by Mr. Torrey and Mr. Ranney, "A bill for an act in relation to the distribution of proceeds of sale of cattle seized and sold by live stock inspectors."

Ordered engrossed for third reading.

H. B. No. 171, by Mr. Jackson, "A bill for an act to authorize Boards of County Commissioners to issue certificates of indebtedness for current expenses of the County to be paid out of the County revenues for the current year."

Ordered engrossed for third reading.

H. B. No. 168, by Messrs. Torrey and Ranney, "A bill for an act relating to delinquent taxes."

Ordered engrossed for third reading.

H. B. No. 122, by Mr. Davis, "A bill for an act to repeal and re-enact Secs. 8, 9 and 10 of Chapter 80, Session Laws of Wyoming of 1890 and 1891, relating to the appointment, duties and compensation of State Mine Inspector."

Ordered engrossed for third reading.

H. B. No. 181, by Mr. Downey, "A bill for an act to amend the laws relating to the amount of capital required of savings banks and associations organized under the laws of the State of Wyoming."

Considered engrossed and filed for third reading.

H. B. No. 164, by Mr. Jackson, "A bill for an act relating to allowances of County officers."

Considered engrossed and filed for third reading.

S. F. No. 80, by Mr. Craig, "A bill for an act fixing the compensation to be paid the coroners of the respective Counties of the State."

Ordered filed for third reading.

H. B. No. 144, by Mr. Barrett, "A bill for an act providing for the withholding of the salary of the public officer who shall be delinquent or shall have failed to pay into the proper public treasury, fees collected by such public officer," was read a second time, and considered an engrossed copy, by unanimous consent the rules were suspended, read third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—29.

Noes—0.

Absent—Messrs. Brooks, Brown, Chapman, Clark, Iredale, Knittle, Lobban, Minta—8.

The Committee on Judiciary reported as follows:

Cheyenne, Wyo., February 15, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred S. F. No. 81, beg leave to report as follows:

That the same do pass.

S. W. DOWNEY,

Chairman.

Under suspension of the rules by unanimous consent, S. F. No. 81, by Mr. Hamlin, "A bill for an act to amend and reenact Sec. 17, of an act entitled an act to provide for probate jurisdiction and procedure and prescribing the duties of courts and the officers connected therewith," was read a second and third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Brooks, Clark, Corson, Covert, Downey, Fox, Goodell, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Mahoney, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams—24.

Noes—Messrs. Bristol, Davis, Gregory, Henry, Hertzog, Mr. Speaker—6.

Absent—Messrs. Brown, Chapman, Finch, Knittle, Lobban, Minta, Parmenter—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

The following report was received from the Committee on Engrossment:

Cheyenne, Wyo., February 15, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 119, 136, 149, 152, 157, 158, 159, 161, 172 and 186 have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,

Chairman.

The following communication was received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 15, 1895.

To the Honorable Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the Senate this day concurred in House amendment to S. F. No. 63. Also that the Senate this day passed:



S. F. No. 84, for "An act providing for the organization of unorganized Counties."

Ayes—14.

Noes—0.

Absent—4.

And said S. F. No. 84 is herewith transmitted for the consideration of the Honorable House.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

The Committee on Enrollment reported as follows:

Cheyenne, Wyo., February 15, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report the following bills correctly enrolled, viz:

H. B. No. 34 as Enrolled Act No. 33.

H. B. No. 28, as Enrolled Act No. 34.

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 33, "An act appropriating the sum of twelve hundred dollars out of the State Treasury to reimburse M. N. Grant for expenses incurred while Auditor of the Territory of Wyoming."

House Enrolled Act No. 34, "An act entitled an act providing for the completion and repair of the State Penitentiary building at Rawlins, Wyoming."

There being no objection offered he signed the same in the presence of the House.

H. B. No. 193, by Mr. Chapman, "A bill for an act authorizing the employment of additional assistant engrossing and enrolling clerks for the Senate and House of Representatives," was introduced, read first time, ordered printed and referred to Committee on Ways and Means.

S. F. No. 84, by Mr. Appelget, "An act providing for the organization of unorganized Counties."

Was received, read first time, and placed on file for second reading.

On motion a recess was taken until 2 o'clock p. m.

#### AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

The following report was received from the Special Committee on S. F. No. 15.

Cheyenne, Wyo., February 15, 1895.

Mr. Speaker:

Your Special Committee to whom was referred S. F. No. 15, beg leave to report as follows:

That they recommend that the same be indefinitely postponed.

G. A. HERTZOG,  
Chairman.

S. F. No. 15, by Mr. Appelget, "A bill for an act to provide for the organization, government and powers of cities of the second class, and villages, and to repeal Chapter 10 of Title 4 of the Revised Statutes of Wyoming, and acts amendatory thereto, and all acts and parts of acts in conflict herewith," was by unanimous consent, indefinitely postponed.

On motion S. F. No. 45, "A bill for an act to provide against the polluting of the waters of any stream of this State," was taken from the Committee on Live Stock to whom it was referred, and referred to Committee of the Whole.

The following report was submitted by the Committee on Judiciary:

Cheyenne, Wyo., February 15, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred S. F. No. 67, beg leave to report as follows:

That the same is returned with two amendments and without recommendation.

S. W. DOWNEY,  
Chairman.

Chief Justice Groesbeck here appeared and administered the oath of office to H. W. Moore as assistant Clerk of the House, and also to Miss Pearl Swain as Assistant Engrossing and Enrolling Clerk of the House.

#### BILLS ON THIRD READING.

The following bills were read a third time:

Senate substitute for H. B. No. 3, "A bill for an act relating to bonds and undertakings, and regulating the admission and conduct of fidelity and surety companies," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Parmenter, Platt, Ranney, Scott, Van Orsdel, Williams, Mr. Speaker—30.

Noes—Mr. Mahoney—1.

Absent—Messrs. Brown, Clark, Knittle, Lobban, Minta, Sullivan—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. F. No. 61, by Mr. Abbott, "A bill for an act to amend and re-enact Sec. 1661 of the Revised Statutes of Wyoming, relating to Notaries Public," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—33.

Noes—0.

Absent—Messrs. Brown, Hertzog, Knittle, Minta—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 157, by Mr. Hills, "A bill for an act to provide for the redemption of real property sold under any proceeding authorized by law," was read a third time and placed on its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Bristol, Black, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—33.

Noes—0.

Absent—Messrs. Brown, Hertzog, Knittle, Minta—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. F. No. 1, by Mr. Hamlin, "A bill for an act to amend and re-enact Chapter 36 of the Session Laws of Wyoming Territory, passed by the Eleventh Legislative Assembly, approved March 8, 1890, being an act relating to the manner of taking appeals from Justice Courts and for other purposes," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Ire-

dale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—33.

Noes—0.

Absent—Messrs. Brown, Chapman, Knittle, Minta—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. F. No. 52, by Mr. Ludvigsen, "A bill for an act concerning conveyances and providing for the cancellation and discharge of mortgages and deeds of trust," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—33.

Noes—0.

Absent—Messrs. Brown, Chapman, Knittle, Minta—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. F. No. 48, by Mr. Woodruff, "A bill for an act to amend and re-enact Sec. 44 of Chapter 73, of the Session Laws of Wyoming, for the year 1890, entitled, 'An act defining crimes, regulating criminal procedure and for other purposes,' approved March 14, 1890, in relation to malicious mischief," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Black, Bristol, Brooks, Chapman, Corson, Davis, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Sullivan, Van Orsdel, Williams, Mr. Speaker—27.

Noes—Messrs. Barrett, Covert, Finch, Iredale, Scott—5.

Absent—Messrs. Brown, Clark, Knittle, Lobban, Minta—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. J. M. No. 1, by Mr. Ludvigsen, "Memorial to Congress for payment of money realized by the United States from the sale of Secs. 16 and 36 which are sold by government as coal lands," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Brooks, Chapman, Clark, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—32.

Noes—0.

Absent—Messrs. Bristol, Brown, Hertzog, Knittle, Minta.—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 193, by Mr. Chapman, "A bill for an act authorizing the employment of additional assistant engrossing and enrolling clerks for the Senate and House of Representatives," was amended as follows:

Add letter "s" to word "clerk at the end of line 1, Sec. 1. Strike out the words "he is" and insert "they are" in line 2, Sec. 1. Strike out the word "his" and insert "their," also strike out the word "him" and insert the word "them;," strike out the word "he" and insert the word "they" in line 4, Sec. 1.

Sec. 2, strike out the words "to be" in line 1, and insert the word "shall," and strike out the word "two" and insert the word "three" in line 2, and as so amended was read a second and a third time, under suspension of the rules, and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Iredale, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Sullivan, Van Orsdel, Williams, Mr. Speaker—27.

Noes—0.

Absent—Messrs. Alger, Brown, Clark, Finch, Higgins, Hills, Knittle, Lobban, Minta, Scott—10.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 152, by Mr. Allen, "A bill for an act to define trusts and to provide for penalties and punishment of corporations, persons, firms, and associations of persons convicted with them, and to promote free competition in the State of Wyoming," was amended as follows:

Insert after line 21, in Sec. 1, the following: "6th. To make or enter upon any contract, agreement, or compact or carry out or execute the same, whereby they shall bind or have bound themselves not to write insurance, or issue policies of insurance, at a rate of premium less than common standard

rate or figure," which amendment was adopted by unanimous consent, and as so amended was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Clark, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Higgins, Hills, Iredale, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—29.

Noes—Messrs. Chapman, Downey, Heward, Jackson—4.

Absent—Messrs. Brooks, Brown, Knittle, Minta—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. F. No. 66, by Mr. Woodruff, "A bill for an act relating to the levy and collection of taxes upon live stock brought into this State for the purpose of being grazed," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Covert, Davis, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Heward, Iredale, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—28.

Noes—Mr. Fox—1.

Absent—Messrs. Alger, Brown, Clark, Higgins, Hills, Knittle, Lobban, Minta—8.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 162, by Mr. Torrey and Mr. Ranney, "A bill for an act in relation to the distribution of proceeds of sale of cattle seized and sold by live stock inspectors," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Brooks, Chapman, Clark, Downey, Fox, Goodell, Gregory, Henry, Heward, Hills, Jackson, Lobban, Mahoney, Platt, Ranney, Sullivan—19.

Noes—Messrs. Black, Corson, Covert, Higgins, Iredale, Parmenter, Scott—7.

Absent—Messrs. Bristol, Brown, Davis, Finch, Hertzog, Kelley, Knittle, Minta, Van Orsdel, Williams, Mr. Speaker—11.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 161, by Mr. Torrey and Mr. Ranney, "A bill for an act in relation to the duties of live stock inspectors and providing for the collection of a fee in certain cases where cattle are seized and sold by inspectors," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Brooks, Chapman, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Jackson, Lobban, Mahoney, Platt, Ranney, Williams—19.

Noes—Messrs. Brown, Clark, Davis, Finch, Knittle, Mint, Sullivan, Van Orsdel, Mr. Speaker—9.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 159, by Mr. Hills, "A bill for an act to provide for the restoration to citizenship, civil rights and the elective franchise of worthy persons convicted of offenses against the laws of the State," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Capman, Clark, Corson, Covert, Davis, Downey, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Parmenter, Platt, Ranney, Scott, Van Orsdel, Williams—28.

Noes—Mr. Fox—1.

Absent—Messrs. Brown, Finch, Knittle, Lobban, Mahoney, Mint, Sullivan, Mr. Speaker—8.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 158, by Mr. Hills, "A bill for an act to amend and re-enact Sec. 686, Chapter 4, of the Revised Statutes of Wyoming, relating to County libraries," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Van Orsdel, Williams—28.

Noes—Messrs. Barrett, Finch, Fox, Higgins—4.

Absent—Messrs. Brown, Knittle, Mint, Sullivan, Mr. Speaker—5.

And thereupon the Speaker announced that the bill had

been passed by the vote of a majority of all the members elected to the House.

H. B. No. 157, by Mr. Finch, "A bill for an act to encourage the manufacture of sugar from sugar beets in this State by exempting from taxation for a period of ten years all property necessary for such purpose," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Chapman, Covert, Finch, Fox, Goodell, Gregory, Henry, Heward Jackson, Kelley, Parmenter, Ranney, Scott, Van Orsdel, Williams—20.

Noes—Messrs. Alger, Clark, Corson, Davis, Hertzog, Higgins, Hills, Iredale, Lobban, Platt—10.

Absent—Messrs. Brown, Downey, Knittle, Mahoney, Minta, Sullivan, Mr. Speaker—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 136, by Mr. Barrett, "A bill for an act appropriating the sum of sixty-six 66-100 dollars out of the State treasury to reimburse Hugh Burnes for the value of one horse killed while suffering with glanders, by order of the sheriff of Crook County," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Clark, Corson, Davis, Downey, Finch, Fox, Goodell, Henry, Hertzog, Heward, Iredale, Jackson, Kelley, Parmenter, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—26.

Noes—Messrs. Chapman, Covert, Gregory, Hills, Mahoney, Platt—6.

Absent—Messrs. Brown, Higgins, Knittle, Lobban, Minta.—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 119, by Mr. Iredale, "A bill for an act relating to the care and maintenance of the insane, and amending and re-enacting Sec. 2 of Chapter 92, entitled 'An act to provide for the care and maintenance of the insane,' enacted by the First Legislature and approved January 10, 1891," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks,



Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—31.

Noes—Mr. Kelley—1.

Absent—Messrs. Brown, Knittle, Lobban, Minta, Van Orsdel—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 164, by Mr. Jackson, "A bill for an act relating to allowances to County officers," under suspension of the rules was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—32.

Noes—0.

Absent—Messrs. Alger, Brown, Covert, Knittle, Minta—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 149, by Mr. Scott, "An act relating to the form of ballots and amending Sec. 104 of an act entitled, 'An act concerning elections and for other purposes,' approved March 14, 1890," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Brooks, Clark, Davis, Gregory, Henry, Hertzog, Heward, Jackson, Lobban, Mahoney, Platt, Ranney, Scott, Sullivan, Mr. Speaker—17.

Noes—Messrs. Allen, Black, Bristol, Chapman, Corson, Covert, Downey, Finch, Fox, Goodell, Higgins, Hills, Iredale, Kelley, Parmenter, Van Orsdel, Williams—17.

Absent—Messrs. Brown, Knittle, Minta—3.

And thereupon the Speaker announced that the bill had failed to pass, not having received the vote of a majority of all the members elected to the House.

H. B. No. 155, by Messrs. Torrey and Ranney, "A bill for an act to submit to the qualified electors of the State of Wyoming at the next general election, an amendment to Sec. 3, of Article 16, of the Constitution of the State of Wyoming, relating to County and municipal indebtedness," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

**Ayes**—Messrs. Alger, Allen, Barrett, Bristol, Brooks, Chapman, Clark, Covert, Davis, Finch, Fox, Goodell, Heward, Higgins, Jackson, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Williams, Mr. Speaker—23.

**Noes**—Messrs. Black, Corson, Downey, Gregory, Henry, Hertzog, Hills, Iredale, Kelley, Van Orsdel—10.

**Absent**—Messrs. Brown, Knittle, Minta, Sullivan—4.

And thereupon the Speaker announced that the bill had failed to pass, not having received the necessary two-thirds vote of a majority of the members elected to the House.

The Speaker here announced that he was about to sign the following bills:

Senate Enrolled Act No. 21, "An act to amend Sec. 3771, of the Revised Statutes of Wyoming of 1887."

Senate Enrolled Act No. 22, "An act to provide for the distribution of the income derived from the investment of the permanent school funds and from the leasing of the State school lands."

Senate Enrolled Act No. 23, "An act to amend and re-enact Sec. 1, of Chapter 55, of the laws of the State of Wyoming, passed by the First State Legislature and approved January 10, 1891, relating to the classification of Counties."

Senate Enrolled Act No. 24, "An act to amend and re-enact Sec. 17, of an act entitled 'An act to provide for probate jurisdiction and procedure and prescribing the duties of courts and the officers connected therewith.'"

Senate Enrolled Act No. 25, "An act to amend and re-enact Sec. 1661 of the Revised Statutes of Wyoming relating to notaries public."

There being no objection offered he signed the same in the presence of the House.

The following report was submitted by the Committee on Judiciary:

Cheyenne, Wyo., February 15, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred Senate File No. 78, relating to the judicial districts of the State, have had the same under consideration and recommend sundry amendments thereto which are attached to the original bill.

And when so amended, your committee recommends that the bill do pass.

S. W. DOWNEY,  
Chairman.

The Committee on Conference reported as follows:

Cheyenne, Wyo., February 15, 1895.

Mr. Speaker:

Your Joint Conference Committee, to whom was referred H. B. No. 7, beg leave to report as follows:

We recommend that the Senate recede from Senate amendment in Sec. 2, line 2, on page 4 of this bill.

We also recommend that the House concur in Senate amendment striking out all of Sec. 3, of said bill.

Respectfully submitted,  
J. D. WOODRUFF,  
ROBERT MILLER,  
PATRICK SULLIVAN,  
A. D. KELLEY,

H. B. No. 7, by Mr. Sullivan, "A bill for an act to amend Chapter 46 of the Session Laws of the First State Legislature entitled 'An act to amend and re-enact Sec. 15 and Sec. 19 of Chapter 40, of the Session Laws of 1888, entitled, 'An act to repeal and re-enact Chapter 1, Title 30, of the Revised Statutes of Wyoming,' approved March 6, 1888,' approved January 9, 1891, relating to the recording of mining claims and the time in which to sink discovery shaft thereon," was amended by the Senate, the Senate amendment as to striking out Sec. 3 of the bill was concurred in by the House by the following vote:

Ayes—33.

Noes—0.

Absent—4.

The following communications were received from the senate:

Senate Chamber,

Cheyenne, Wyo., February 15, 1895.

To the Honorable Speaker of the House:

Sir—I have the honor to inform your Honorable Body that Mr. President has named Senators Trabing, Miller and Craig, on the part of the Senate, as members of the Joint Committee to act in relation to the formal acceptance of the portraits tendered the State by Hon. J. M. Carey and Judge C. F. Miller through His Excellency, the Governor.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

The Speaker here appointed as a Conference Committee for conference in reference to Senate Substitute for H. B. No. 3, the following members:

Messrs. Williams, Higgins and Fox.

The following communications were received from the senate:

Senate Chamber,  
Cheyenne, Wyo., February 15, 1895.

Hon. Speaker of the House:

Sir—I have the honor to transmit herewith:

H. B. No. 193, authorizing the employment of additional assistant enrolling and engrossing clerks, which this day passed the Senate by the following vote:

Ayes—18.

Noes—0.

Absent—0.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 15, 1895.

Hon. Speaker of the House:

Sir—I have the honor to transmit herewith:

H. B. No. 99, H. B. No. 124 and H. B. No. 125; further consideration of each having been indefinitely postponed, this day by the Senate.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 15, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the following entitled bills this day passed the Senate:

H. B. No. 106, for "An act to provide for the investment of the permanent funds arising from the sale of State lands.

Ayes—18.

Noes—0.

Absent—0.

H. B. No. 52, for "An act to provide for the impeachment of witnesses."

Ayes—17.

Noes—1.

Absent—0.

H. B. No. 139, for "An act to provide for proof of population of new Counties about to be organized.

Ayes—18.

Noes—0.

Absent—0.

H. B. No. 15, for "An act to repeal Chapter 21 of the Session Laws of 1890."

Ayes—18.

Noes—0.

Absent—0.

And said bills are herewith respectfully returned.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 15, 1895.

Hon. Speaker of the House:

I have the honor to inform your Honorable Body that the Senate this day declined to concur in the House amendment to Senate substitute for H. B. No. 3, relative to bonds, undertakings, recognizances, etc., and requests a conference thereon, Mr. President having named Messrs. Craig and Appelget on the part of the Senate, as members of such Conference Committee.

Very respectfully,

J. C. ARGESHEIMER,  
Chief Clerk.

By unanimous consent the rules were suspended for the consideration of S. F. No. 84, "An act for the organization of unorganized Counties," and the bill was read a second and a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Hertzog, Heward, Higgins, Hills, Iredale, Kelley,, Parmenter, Scott, Van Orsdel, Williams—25.

Noes—Messrs. Brooks, Henry, Jackson, Lobbun, Mahoney, Platt, Sullivan, Mr. Speaker—8.

Absent—Messrs. Brown, Knittle, Minta—3.

Not voting—Mr. Ranney.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

Mr. Kelley moved to reconsider the vote by which the bill had been passed, which motion was lost.

Mr. Kelley here moved to reconsider the vote of yesterday on H. B. No. 167, by Mr. Torrey, "A bill for an act relating to the submission to the electors of the State an amendment to the constitution providing for the organization of Big Horn County," by which it was defeated, which motion was by a vote of the House laid on the table.

On motion a recess was taken until 7:30 o'clock p. m.

EVENING SESSION.

House called to order at 7:30 o'clock p. m.

Mr. Speaker in the chair.

The following report was received from the Committee on Enrollment:

Cheyenne, Wyo., February 15, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report Enrolled Act No. 33, "An act appropriating the sum of \$1,200 to reimburse M. N. Grant," and Enrolled Act No. 34, "An act entitled, 'An act providing for the completion and repair of the penitentiary at Rawlins, Wyo,'" both duly signed by the President of the Hon. Senate and delivered to the Governor, taking receipts therefor.

W. J. HILLS,  
Chairman.

#### BILLS ON THIRD READING.

The following bills were read a third time:

H. B. No. 181, by Mr. Downey, "A bill for an act to amend the laws relating to the amount of capital required of savings banks and associations organized under the laws of the State of Wyoming," under suspension of the rules was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—32.

Noes—Mr. Hertzog—1.

Absent—Messrs. Alger, Brown, Knittle, Minta—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 186, by Mr. Torrey, "A bill for an act relating to the regulation of the grand jury system, and repealing Secs. 14, 15, 16 and 17, of an act entitled, 'An act to change and regulate the grand jury system by reducing the number of grand jurors, providing that a grand jury shall be, summoned only when ordered by the court, and providing for prosecution by information and the procedure thereunder,' approved January 10, 1891," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Corson, Davis, Downey, Finch, Goodell, Gregory, Henry, Heward, Higgins, Hills, Jackson, Kelley, Mahoney, Par-

menter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—28.

Noes—Messrs. Clark, Fox, Hertzog, Iredale—4.

Absent—Messrs. Brown, Covert, Knittle, Lobban, Minta—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 172, by Mr. Davis, "A bill for an act providing for the determination of an election where a tie vote is cast," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—32.

Noes—Mr. Fox—1.

Absent—Messrs. Brown, Kelley, Knittle, Minta—4.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. F. No. 55, by Mr. Craig, "A bill for an act to provide for the supervision and use of the public waters of the State, and to amend and re-enact Secs. 2, 3, 4, 19, 23, 26, 29, 30 and 45, of Chapter 8, of the Session Laws of 1890-91, entitled an act providing for the supervision and use of the waters of the State," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—31.

Noes—Mr. Finch—1.

Absent—Messrs. Brown, Downey, Knittle, Lobban, Minta.—5.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

S. F. No. 80, by Mr. Craig, "A bill for an act fixing the compensation to be paid the coroners of the respective Counties of the State," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

**Ayes**—Messrs. Allen, Barrett, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Lobban, Mahoney, Parmenter, Platt, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—31.

**Noes**—0.

**Absent**—Messrs. Alger, Black, Brown, Kelley, Knittle, Minta—6.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 187, by Mr. Torrey, "A bill for an act relating to prosecution by information and procedure thereunder, and repealing Secs. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 of an act entitled, 'An act to change and regulate the grand jury system by reducing the number of grand jurors, providing that a grand jury shall be summoned only when ordered by the court and providing for prosecution by information, and the procedure thereunder,' approved January 10, 1891 and an act entitled, 'An act to amend and re-enact Sec. 7, of Chapter 59 and to repeal Sec. 8, of Chapter 59 of the Session Laws of the State of Wyoming,' enacted by the First State Legislature regulating the grand jury system,' approved February 17, 1893," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

**Ayes**—Messrs. Allen, Bristol, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—28.

**Noes**—0.

**Absent**—Messrs. Alger, Barrett, Black, Brooks, Brown, Clark, Henry, Knittle, Minta—9.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 168, by Messrs. Torrey and Ranney, "A bill for an act relating to delinquent taxes," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

**Ayes**—Messrs. Allen, Black, Bristol, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—29.

**Noes**—0.



Absent—Messrs. Alger, Barrett, Brooks, Brown, Clark, Knittle, Minta, Parmenter—8.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 171, by Mr. Jackson, "A bill for an act to authorize Boards of County Commissioners to issue certificates of indebtedness for current expenses of the County to be paid out of the County revenues for the current year," under suspension of the rules was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Black, Chapman, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—29.

Noes—Mr. Bristol—1.

Absent—Messrs. Alger, Barrett, Brooks, Brown, Clark, Knittle, Minta—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 163, by Committee on Counties, "A bill for an act regulating the compensation of State officers, and the employes in State institutions," was read a third time under suspension of the rules and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Black, Bristol, Chapman, Corson, Covert, Davis, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Hills, Iredale, Jackson, Kelley, Mahoney, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—25.

Noes—Messrs. Fox, Heward, Higgins—3.

Absent—Messrs. Alger, Barrett, Brooks, Brown, Clark, Knittle, Lobban, Minta, Parmenter—9.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 126, by Mr. Kelley, "A bill for an act to increase the State library by adding a miscellaneous collection of books and making a donation of land for State and County libraries," was read a third time, under suspension of the rules and, placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Black, Bristol, Chapman, Corson,

Covert, Downey, Finch, Fox, Goodell, Gregory, Hertzog, Heward, Hills, Kelley, Ranney, Scott, Van Orsdel, Williams, Mr. Speaker—20.

Noes—Messrs. Davis, Henry, Higgins, Mahoney, Platt, Sullivan—6.

Absent—Messrs. Alger, Barrett, Brooks, Brown, Clark, Iredale, Jackson, Knittle, Lobban, Minta, Parmenter—11.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

Senate amendments to H. B. No. 109, by Mr. Van Orsdel, "A bill for an act to amend Sec. 2435, of the Revised Statutes of Wyoming, relating to constructive service and service by publication," were concurred in by the House by the following vote:

Ayes—Messrs. Allen, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Higgins, Hills, Iredale, Jackson, Kelley, Labbon, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—29.

Noes—Mr. Heward—1.

Absent—Messrs. Alger, Barrett, Black, Brooks, Brown, Knittle, Minta—7.

And thereupon the Speaker announced that the amendments of the Senate to H. B. No. 109 had been concurred in by the vote of a majority of all the members elected to the House.

Senate amendments to H. B. No. 131, by Committee on Counties, "A bill providing for deputies and assistants in certain Counties," were concurred in by the House by the following vote:

Ayes—Messrs. Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Henry, Higgins, Hills, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Williams, Mr. Speaker—26.

Noes—Mr. Sullivan—1.

Absent—Messrs. Alger, Allen, Brown, Gregory, Minta, Van Orsdel—10.

And thereupon the Speaker announced that the amendments of the Senate to H. B. No. 131 had been concurred in by the vote of a majority of all the members elected to the House.

Senate amendments to H. B. No. 93, by Mr. Chapman and Mr. Goodell, "A bill for an act providing for the compensation of County and precinct officers, and regulating the fees to be charged and the disposition of the same, and repealing former laws on this subject," were concurred in by the House by the following vote:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Brooks,

Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Goodell, Henry, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Platt, Ranney, Scott, Sullivan, Parmenter, Williams, Mr. Speaker—28.

Noes—Mr. Fox—1.

Absent—Messrs. Alger, Brown, Gregory, Hertzog, Heward, Knittle, Minta, Van Orsdel—8.

And thereupon the Speaker announced that Senate amendments to H. B. No. 93 had been concurred in by the vote of a majority of all the members elected to the House.

Senate amendments to H. B. No. 117, by Committee on Counties, "A bill relating to Justices of the Peace and constables," were concurred in by the House by the following vote:

Ayes—Messrs. Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—28.

Noes—Mr. Barrett—1.

Absent—Messrs. Alger, Allen, Brown, Gregory, Henry, Knittle, Minta, Van Orsdel—8.

And thereupon the Speaker announced that Senate amendments to H. B. No. 117 had been concurred in by the vote of a majority of all the members elected to the House.

H. B. No. 122, by Mr. Davis, "A bill for an act to repeal and re-enact Secs. 8, 9 and 10, of Chapter 80, of the Session Laws of 1890 and 1891, relating to the appointment, duties and compensation of State Mine Inspector," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Corson, Covert, Davis, Finch, Gregory, Heward, Higgins, Jackson, Lobban, Mahoney, Parmenter, Ranney, Scott, Sullivan, Mr. Speaker—15.

Noes—Messrs. Allen, Black, Bristol, Chapman, Downey, Fox, Goodell, Hertzog, Hills, Iredale, Kelley, Platt, Van Orsdel, Williams—14.

Absent—Messrs. Alger, Barrett, Brooks, Brown, Clark, Henry, Knittle, Minta—8.

And thereupon the Speaker announced that the bill had failed to pass by the vote of a majority of all the members elected to the House.

S. F. No. 47, by Mr. Appelget, "A bill for an act to provide for the enumeration of the inhabitants of the State of Wyoming in the year 1895, as required by the Constitution," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Brooks, Clark, Davis, Downey, Henry, Heward, Iredale, Jackson, Lobban, Mahoney, Ranney, Scott, Sullivan, Mr. Speaker—16.

Noes—Messrs. Allen, Black, Bristol, Chapman, Corson, Finch, Fox, Goodell, Gregory, Hertzog, Higgins, Hills, Kelley, Parmenter, Platt, Van Orsdel, Williams—17.

Absent—Messrs. Brown, Covert, Knittle, Minta—4.

And thereupon the Speaker announced that the bill had failed to pass by the vote of a majority of all of the members elected to the House.

Mr. Finch here gave notice that on tomorrow he would move to reconsider the vote by which S. F. No. 47 had been defeated.

Mr. Parmenter moved that the vote by which S. F. No. 47 had been defeated be reconsidered.

Mr. Van Orsdel moved that Mr. Parmenter's motion for immediate reconsideration of said vote be laid on the table, which motion was lost by the following vote:

Ayes—Messrs. Allen, Black, Bristol, Chapman, Corson, Covert, Downey, Fox, Goodell, Gregory, Hertzog, Higgins, Kelley, Parmenter, Platt, Van Orsdel, Williams—17.

Noes—Messrs. Alger, Barrett, Brooks, Clark, Davis, Finch, Henry, Heward, Hills, Iredale, Jackson, Lobban, Mahoney, Ranney, Scott, Sullivan, Mr. Speaker—17.

Absent—Messrs. Brown, Knittle, Minta—3.

The question was then put: "Shall the vote by which S. F. No. 47 was just defeated be reconsidered," which reconsideration was refused by the following vote:

Ayes—Messrs. Alger, Barrett, Brooks, Clark, Davis, Finch, Henry, Heward, Iredale, Jackson, Lobban, Mahoney, Ranney, Scott, Sullivan, Mr. Speaker—16.

Noes—Messrs. Allen, Black, Bristol, Chapman, Corson, Covert, Downey, Fox, Goodell, Gregory, Hertzog, Higgins, Hills, Kelley, Parmenter, Platt, Van Orsdel, Williams—18.

Absent—Messrs. Brown, Knittle, Minta—3.

And thereupon the Speaker announced that the House had refused to reconsider the vote by which S. F. No. 47 had failed to pass.

The following communications were received from the senate:

Senate Chamber,

Cheyenne, Wyo., February 15, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the following entitled bills this day passed the Senate:

S. F. No. 54, for "An act providing for the redemption of real property sold under execution and mortgage foreclosure."

S. F. No. 76, for "An act to provide for the taxing and read-

ing of depositions in behalf of the prosecution in criminal cases."

And the same are herewith transmitted for your consideration and action."

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 15, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the following bills this day passed the Senate with amendments thereto:

H. B. No. 109, for "An act relating to constructive service by publication."

Ayes—17.

Noes—0.

Absent—1.

H. B. No. 92, for "An act providing for the organization of a State Militia:

Ayes—14.

Noes—4.

Absent—0.

Senate amendments are attached to each of said bills, and the concurrence of your Honorable Body in said amendments is respectfully requested.

Said bills are herewith returned.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

The Committee on Engrossment reported as follows:  
Cheyenne, Wyo., February 15, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 187, 122, 171, 168, 163 and 126, have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,  
Chairman.

The Speaker appointed as a Conference Committee on Senate amendments to H. B. No. 92, Messrs. Fox, Scott and Bristol.

Mr. Downey offered the following resolution which was adopted by unanimous consent.

Resolved, That a Joint Committee of three members of the House and two members of the Senate be appointed for the purpose of selecting the bills which have passed either House,

that may be necessary and important legislation; and that the bills recommended by such Committee shall be considered in preference to other business; and that such Committee shall recommend for passage or otherwise.

On motion of Mr. Kelley, the House resolved itself into Committee of the Whole for the purpose of considering bills on the general file.

Mr. Kelley in the chair.

Upon arising, Mr. Speaker in the chair, the Committee reported as follows:

Cheyenne, Wyo., February 15, 1895.

Mr. Speaker:

Your Committee having had under consideration the general file, beg leave to report that the same has been duly considered and your committee recommend as follows:

That S. F. No. 68 do not pass.

That substitute for S. F. No. 65 do pass.

That S. F. No. 71 be amended by inserting the word "traveling" in line 4, Sec. 1, and following the words "expenses" the words "not to exceed ten cents per mile," and that as amended the bill do pass.

That S. F. No. 57, do not pass.

That substitute for S. F. No. 45 be amended by striking out from line 1, Sec. 1, the words "cattle, horses, or;" strike out the word "sheep," in first line, Sec. 1, and as amended the bill be indefinitely postponed.

That S. F. No. 67 be indefinitely postponed.

That S. F. No. 78 be amended as follows:

Amend Sec. 1 of the bill by striking out the words: "Natrona and Fremont" as the same occur in line 5, of said section in the original bill and insert in lieu thereof the words "and Natrona."

Amend said Sec. 1 by striking out the words "and Uinta" as the same occur in line 7 of said section in the original bill and inserting in lieu thereof the words "Uinta and Fremont."

Amend Sec. 3 of the bill by striking out all of said section after line 4 of the original bill and by inserting in lieu thereof the following:

In the County of Albany, three terms; one beginning on the second Monday in January; one beginning on the second Monday in March; and one beginning on the second Monday in September.

In the County of Natrona, two terms; one beginning on the second Monday in May; and one beginning on the second Monday in November.

Amend Sec. 4 of the bill by adding thereto the following words:

In the County of Fremont, two terms; one beginning on the

second Monday in June and one beginning on the second Monday in November; Provided, That either one of such terms, but not both of them, may be omitted in each year when ever the Board of County Commissioners shall by resolution passed and entered of record request the judge of such district to cause such term to be omitted. In the event of such request such judge shall make an order for the omission of such term, and the clerk of the District Court for the County of Fremont shall cause it to be published once in a newspaper published in that County within sixty days and not more than thirty days prior to the date for the commencement of such term. Whenever a term is not held, such process as may have been issued thereto shall run to the next term of such court.

Strike out all of Sec. 6.

Amend by inserting after line 10, Sec. 5, the following:

Provided; That in Weston County, a special term may be called by the judge of such district upon sixty days' notice published three times in some newspaper published at the County seat of such County, whenever the Board of County Commissioners shall by resolution passed and entered of record, request such judge to call such special term.

Add to Sec. 8: Provided, That in so far as it relates to Converse County, it shall not take effect until July 1, 1895."

And that as so amended the bill do pass.

That H. B. No. 170 do not pass.

That H. B. No. 137 be indefinitely postponed.

That H. B. No. 115 be indefinitely postponed.

That H. B. No. 173 be indefinitely postponed.

That H. B. No. 166 do pass.

That H. B. No. 177 do pass.

That H. B. No. 188 do pass.

That H. B. No. 191 do pass.

That H. B. No. 190 do pass.

That H. J. M. No. 5 do pass.

That H. B. No. 174 be amended by striking out of the bill including the title, the words "bull thistle" wherever it appears, and correcting the phraseology to correspond to such striking out; strike out the words "one hundred" in line 8, Sec. 3, and insert in lieu thereof the word "five." Insert in line 3, after the word "state" the words "within twenty days after having received notice," and that as so amended the bill do pass.

A. D. KELLEY,

Chairman.

There being no objection offered the report was received, and the amendments recommended therein to S. Fs. Nos. 71 and 78 and H. B. No. 174 were adopted; Senate Files Nos. 68, 57, 45 and H. Bs. Nos. 170, 137, 115 and 173 were indefinitely postponed.

## BILLS ON SECOND READING.

The following entitled bills, under suspension of the rules, were read a second time:

S. F. No. 65, "A bill for an act providing that taxes shall be paid in money only, and to repeal Sec. 3815 of the Revised Statutes of Wyoming, and Chapter 16 of the Session Laws of the State of Wyoming, enacted by the First State Legislature, and to amend and re-enact Sec. 1827 of the Revised Statutes of Wyoming, all relating to the payment of taxes by County warrants,"

Filed for third reading.

S. F. No. 71, "A bill for an act to allow County and prosecuting attorneys their necessary expenses in certain cases."

Filed for third reading.

S. F. No. 78, "A bill for an act to repeal Chapter 17 of the Session Laws of 1890, and to re-enact Sec. 3441 of the Revised Statutes of Wyoming."

Filed for third reading.

H. B. No. 166, "A bill for an act to amend and re-enact Sec. 1, of Chapter 48 of the Session Laws of 1890-91."

Considered engrossed copy and filed for third reading.

H. B. No. 177, "A bill for an act to provide for the taking and preservation of the photographs of persons convicted of felonies."

Considered engrossed copy and filed for third reading.

H. B. No. 188, "A bill for an act to amend and re-enact Sec. 11, of Chapter 79 of the Session Laws of 1890-91, entitled, 'An act concerning public lands of the State of Wyoming, providing for the selection, care, leasing and control of the same and designating, and defining duties of officers in selection, management and control of such lands.'"

Considered engrossed copy and filed for third reading.

H. B. No. 190, "A bill or an act to amend and re-enact Sec. 2347 of the Revised Statutes of the State of Wyoming, relating to special duties of certain officers."

Considered engrossed copy and filed for third reading.

H. B. No. 191, "A bill for an act providing for the printing of the corporation laws of the State in pamphlet form."

Considered engrossed copy, and filed for third reading

Senate Chamber,

Cheyenne, Wyo., February 15, 1895.

To the Hon. Speaker of the House.

Sir—I have the honor to transmit herewith:

H. B. No. 43, for "An act for the protection of game and fish," which was, in the Senate substituted for S. F. No. 70, and this day passed by the following vote:

Ayes—10.



Noes—8.

Absent—0.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 15, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the following entitled bills this day passed the Senate:

H. B. No. 117, for "An act relating to Justices of the Peace and Constables," with an amendment as per slip thereto attached.

Ayes—16.

Noes—2.

Absent—0.

H. B. No. 131, for "An act providing for deputies in certain County offices; with amendments as indicated on the leaf thereto attached.

Ayes—18.

Noes—0.

Absent—0.

S. F. No. 94, for "An act consolidating certain County, precinct and municipal officers."

Ayes—15.

Noes—3.

Absent—0.

S. F. No. 83, for "An act providing for the compensation of County and precinct officers;" with amendments as indicated on the leaf thereto attached.

Ayes—16.

Noes—2.

Absent—0.

Said bills are herewith returned, and the concurrence of your Honorable Body in Senate amendments to House Bills Nos. 117, 93 and 131 is respectfully requested.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate amendments to House Bill No. 131, "A bill providing for deputies and assistants in certain Counties," were concurred in by unanimous consent.

Senate amendments to House Bill No. 93, "A bill for an act providing for the compensation of County and precinct officers, and regulating the fees to be charged, and the disposition of the same, and repealing former laws on this subject," were concurred in by unanimous consent.

Senate amendments to H. B. No. 117, "A bill relating to Justices of the Peace and Constables," were concurred in by unanimous consent.

On motion the House adjourned.

M. C. BARROW,  
Chief Clerk.

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### THIRTY-FIFTH DAY.

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Hall of the House of Representatives,  
Cheyenne, Wyo., February 16, 1895.

House met at 10 o'clock a. m.

Roll call.

Present—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker.

Absent—Messrs. Brown, Knittle, Minta.

Prayer by the chaplain.

Journal of preceding day's session read and approved.

The following communications were received from the Senate:

Senate Chamber,  
Cheyenne, Wyo., February 15, 1895.

To the Honorable Speaker of the House:

Sir—I have the honor to inform your Honorable Body that H. B. No. 68, for "An act to provide for the designation of State depositories," etc., was this day, by the Senate, indefinitely postponed.

And said H. B. No. 68 is herewith returned.

Also that H. B. No. 184, for "An act providing for the changing of County seats in the organized Counties of this State," was this day, by the Senate, indefinitely postponed, and is returned herewith.

Very respectfully,  
J. O. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House:

Sir—I have the honor to return herewith H. B. No. 7, relating to the recording of mining claims and the time in which to sink discovery shafts thereon; the Senate this day having adopted the report of the Conference Committee thereon and concurred in the recommendations therein contained; the Senate having receded from its amendment to Sec. 2 of said bill.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

The Judiciary Committee submitted the following report:

Cheyenne, Wyo., February 15, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred the report of the committee appointed pursuant to House J. R. No. 5, to examine the accounts and records of the Auditor and Treasurer, report back H. J. R. No. 8, and recommend the adoption of the same.

S. W. DOWNEY,  
Chairman.

S. F. No. 54, by Mr. Cross, "A bill for an act providing for the redemption of real property sold under execution and mortgage foreclosure," was received and read first time, and under suspension of the rules, was read a second and third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Black, Bristol, Clark, Corson, Covert, Davis, Downey, Finch, Goodell, Gregory, Henry, Heward, Higgins, Iredale, Jackson, Kelley, Knittle, Lobban, Parmenter, Scott, Van Orsdel, Williams, Mr. Speaker—25.

Noes—Messrs. Allen, Hertzog, Mahoney, Platt, Sullivan—5.

Absent—Messrs. Brooks, Brown, Chapman, Fox, Hills, Minta, Ranney—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. J. R. No. 8, by Mr. Downey, "Approving report of Committee on examination of accounts of the State Auditor and the State Treasurer," was unanimously adopted.

H. B. No. 191, by Mr. Downey, "A bill for an act providing for the printing of the corporation laws of the State in pamphlet form," was amended by the House as follows:

Amend the title of the act to read: "A bill for an act pro-

viding for the printing in pamphlet form of the corporation laws, the arid land laws and the road laws of Wyoming."

Insert as Sec. 2 the following:

"There shall be printed in pamphlet form, under the direction of the Secretary of State, five hundred copies of House Enrolled Act No. 31."

Make Sec. 2 of the printed bill Sec. 3.

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Insert as Sec. 4 the following:

"There shall be printed in pamphlet form, under the direction of the Secretary of State, five hundred copies of House Enrolled Act No. 39."

Insert as Sec. 5 the following:

"Upon the completion of the work provided for by this act, the Secretary of State shall mail to each member of the Senate and House of Representatives of the Third Legislature, two copies each of the pamphlets containing corporation laws, the arid land laws and the road laws."

Insert as Sec. 6 the following:

"The sum of two hundred and fifty dollars, or so much thereof as may be necessary, is hereby appropriated out of any funds in the State treasury, not otherwise appropriated, for the purpose of carrying out the provisions of this act."

Insert as Sec. 7 the following:

"This act shall take effect and be in force from and after its passage."

And as so amended the bill was ordered engrossed for third reading.

#### BILLS ON THIRD READING.

Under suspension of the rules, the following bills were read a third time:

S. F. No. 71, by Mr. Hanson, "A bill for an act to allow County and prosecuting attorneys their necessary expenses in certain cases," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott Sullivan, Mr. Speaker—27.

Noes—0.

Absent—Messrs. Brooks, Brown, Finch, Fox, Goodell, Fliggins, Knittle, Minta, Van Orsdel, Williams—10.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 188, by Mr. Chapman, "A bill for an act to

amend and re-enact Sec. 11, of Chapter 79 of the Session Laws of 1890 and 1891, entitled an act concerning the public lands of the State of Wyoming, providing for the selection, care, leasing and control of the same and designating and defining duties of officers in selection, management and control of such lands," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Gregory, Henry, Hertzog, Heward, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Mr. Speaker—27.

Noes—0.

Absent—Messrs. Brown, Finch, Fox, Goodell, Knittle, Minta, Van Orsdel, Williams—10.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 190, by Mr. Heward, "A bill for an act to amend and re-enact Sec. 2347 of the Revised Statutes of the State of Wyoming, relating to special duties of certain officers," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Ranney, Scott, Sullivan, Williams, Mr. Speaker—27.

Noes—Mr. Platt—1.

Absent—Messrs. Black, Bristol, Brown, Finch, Fox, Goodell, Knittle, Minta, Van Orsdel—9.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 177, by Mr. Hills, "A bill for an act to provide for the taking and preservation of the photographs of persons convicted of felonies," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Clark, Corson, Covert, Davis, Downey, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Kelley, Lobban, Parmenter, Platt, Ranney, Van Orsdel, Mr. Speaker—22.

Noes—Messrs. Brooks, Jackson, Mahoney, Scott, Sullivan.—5.

Absent—Messrs. Bristol, Brown, Chapman, Finch, Fox, Goodell, Higgins, Knittle, Minta, Williams—10.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. R. No. 166, by Mr. Finch, "A bill for an act to provide for the stay of execution on judgments rendered in district court," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Clark, Corson, Covert, Davis, Downey, Gregory, Henry, Hertzog, Heward, Iredale, Jackson, Kelley, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Mr. Speaker—26.

Noes—0.

Absent—Messrs. Brown, Chapman, Finch, Fox, Goodell, Higgins, Hills, Knittle, Minta, Van Orsdel, Williams—11.

And thereupon the Speaker announced that the bill had passed by the vote of a majority of all the members elected to the House.

H. B. No. 191, by Mr. Downey, "A bill for an act providing for the printing in pamphlet form of the corporation laws, the arid land laws and the road laws of Wyoming," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Black, Bristol, Brooks, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Iredale, Kelley, Lobban, Parmenter, Platt, Ranney, Scott, Williams, Mr. Speaker—27.

Noes—0.

Absent—Messrs. Allen, Barrett, Brown, Chapman, Jackson, Knittle, Mahoney, Minta, Sullivan, Van Orsdel—10.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

H. B. No. 174, by Committee on Corporations, "A bill for an act to provide for the destruction of Russian and Canadian thistles and kindred pests," was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Williams, Mr. Speaker—30.

Noes—0.

Absent—Messrs. Brooks, Brown, Hills, Knittle, Lobban, Minto, Van Orsdel—7.

And thereupon the Speaker announced that the bill had passed by the vote of a majority of all the members elected to the House.

The following communication was received from His Excellency, the Governor:

Executive Office,

Cheyenne, Wyo., February 15, 1895.

To the Honorable Speaker of the House:

I have the honor to inform you that I have approved and signed:

Enrolled Senate Act No. 15, to amend and re-enact Sec. 2519 and Sec. 2522 of the Revised Statutes of Wyoming, relating to civil procedure.

Enrolled Senate Act No. 16, requiring all conditional sales and transfers of personal property to be in writing.

Enrolled Senate Act No. 17, to amend act relating to juries.

Enrolled Senate Act No. 18, to amend an act providing for the office of State Examiner.

Enrolled Senate Act No. 20, prescribing additional duties for the Clerk of the Supreme court, and fixing his compensation.

Enrolled House Act No. 25, relating to the duties of County Superintendents of Schools for the distribution of poll tax.

Enrolled House Act No. 26, to amend and re-enact laws of 1890, relating to the supervision and use of the waters of the State.

Enrolled House Act No. 27, to prevent and punish wrongs to children.

Enrolled House Act No. 28, to provide for the better protection of the earnings of laborers, servants, and other employes of corporations.

Enrolled House Act No. 29, to amend and re-enact laws of 1890 concerning elections, relating to voters who are unable to mark their ballots.

Enrolled House Act No. 30, to provide for the submission of proposed amendments to the Constitution.

Enrolled House Act No. 32, giving power to the board of trustees of any school district to establish and maintain the kindergarten system.

Enrolled House Act No. 33, appropriating \$1,200 to reimburse M. N. Grant for expenses incurred while Auditor.

Wm. A. RICHARDS,  
Governor.

The Committee on Enrollment submitted the following report:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Enrolling Committee report correctly enrolled the following bills.

H. B. No. 93, as Enrolled Act No. 35.

H. B. No. 15 as Enrolled Act No. 36.

H. B. No. 106 as Enrolled Act No. 37.

H. B. No. 52 as Enrolled Act No. 38.

H. B. No. 95 as Enrolled Act No. 39.

H. B. No. 139 as Enrolled Act No. 40.

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 35, "An act authorizing the employment of additional assistant enrolling and engrossing clerks for the Senate and House of Representatives."

House Enrolled Act No. 36, "An act to repeal all laws relating to bounties on wild animals."

House Enrolled Act No. 37, "An act to provide for the investment of the permanent funds arising from the sale of State lands."

House Enrolled Act No. 38, "An act to provide for the impeachment of witnesses."

House Enrolled Act No. 39, "An act to revise, amend and consolidate the statutes relating to highways and bridges."

House Enrolled Act No. 40, "An act to provide for proof of population of new Counties about to be organized."

No objection being made he did so sign in the presence of the House.

The Committee on Engrossment reported as follows:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that House Bills Nos. 174 and 191 have been duly and properly engrossed and are hereby returned to your Honorable Body for action.

E. L. RANNEY,

The Conference Committee on Senate amendments to Senate Substitute for H. B. No. 3 submitted the following report:

Cheyenne, Wyo., February 16, 1895.

To the President of the Senate and Speaker of the House of Representatives:

Your Committee on Conference as to amendments made



by the Hon. House to Sec. 2 of Senate Substitute of H. B. No. 3, having had the same under consideration, beg leave to report as follows: That said amendment so made by the House of Representatives be not concurred in and that said bill, Senate Substitute for H. B. No. 3, be passed without amendment.

D. H. CRAIG,  
A. M. APPELGET,  
GEO. W. FOX,  
F. O. WILLIAMS,  
JOHN E. HIGGINS,  
Committee.

The Joint Committee appointed to draft resolutions relative to the formal acceptance by the State of Wyoming of certain portraits tendered the State by the Hon. Joseph M. Carey and Charles F. Miller, submitted the following, as their report, which was adopted by unanimous consent, ordered enrolled and ordered spread upon the Journal of the House:

Joint Resolution No. 10, by Joint Special Committee:  
J. R. No. 10.

Be it resolved by the Senate and House of Representatives:

Section 1. That the portraits of the late John A. Campbell, the first Governor of the Territory of Wyoming, and the late Stephen F. Nuckolls, the first Delegate in Congress of the Territory of Wyoming, are accepted in the name of the State of Wyoming, and that the thanks of the Third Legislature be given to Honorable Joseph M. Carey and Honorable Charles F. Miller for these memorials of two of Wyoming's eminent citizens, whose names are indissolubly associated with the foundation and early history of the Territory of Wyoming.

Sec. 2. That copies of these resolutions, engrossed and duly authenticated, be transmitted to Honorable Joseph M. Carey and Honorable Charles F. Miller.

Sec. 3. That these resolutions be spread upon the Journals of the Senate and House of Representatives.

D. H. CRAIG,  
ROBERT MILLER,  
A. TRABING,  
Senate Committee.

J. A. VAN ORSDEL,  
H. C. ALGER,  
WILLIAM GOODELL,  
House Committee.

On request of Mr. Lobban, he was excused from attendance during the first few days of the session.

On motion the House took a recess until 2 o'clock p. m.

## AFTERNOON SESSION.

House called to order at 2 o'clock p. m.

Mr. Speaker in the chair.

The Speaker here announced that he was about to sign the following bills:

Senate Enrolled Act No. 27, "An act concerning conveyances by providing for the cancellation and discharge of mortgages and deeds of trust."

Senate Enrolled Act No. 26, "An act to amend and re-enact Chapter 36 of the Session Laws of Wyoming Territory, passed by the Eleventh Legislative Assembly, approved March 8, 1890, being an act relating to the manner of taking appeals from Justices' courts and for other purposes."

Senate Enrolled Act No. 25, "An act to amend and re-enact Sec. 1190 of the Revised Statutes of Wyoming, relating to the fees of notaries public."

Senate Joint Memorial No. 1, "To the Senate and House of Representatives of the United States, in Congress assembled."

Senate Enrolled Act No. 28, "An act to amend and re-enact Sec. 44 of Chapter 73 of the Session Laws of Wyoming for the year 1890 entitled an act defining crimes, regulating criminal procedure and for other purposes, approved March 14, 1890, in relation to malicious mischief."

Senate Enrolled Act No. 29, "An act for the organization of unorganized Counties."

Senate Enrolled Act No. 30, "An act fixing the compensation to be paid the coroners of the respective Counties of the State."

Senate Enrolled Act No. 31, "An act relating to the levy and collection of taxes upon live stock brought into the State for the purpose of being grazed."

There being no objection offered, he did so sign the same in the presence of the House.

Mr. Knittle, here appeared and on his request, his leave of absence for this afternoon was revoked.

On motion the vote by which House amendments to S. F. No. 78, "A bill for an act to define the judicial districts of the State and prescribing the time for holding the terms of the district court in the several Counties of each judicial district and to repeal Chapter 4, of the Session Laws of the State of Wyoming, enacted by the Second State Legislature, and Secs. 1, 3, 4 and 5, of Chapter 52, of the Session Laws of the State of Wyoming, enacted by the First State Legislature," were adopted, was reconsidered and laid on the table, by unanimous consent. And said S. F. No. 78 was amended to read as follows:

"A bill for an act to define the judicial districts of the State and prescribing the time for holding the terms of the

district court in the several Counties of each judicial district, and to repeal Chapter 4, of the Session Laws of the State of Wyoming, enacted by the Second State Legislature."

Be it enacted by the Legislature of the State of Wyoming:

Section 1. The State of Wyoming is hereby divided into four judicial districts, as follows:

The Counties of Laramie and Converse shall be and compose the First Judicial District or Judicial District Number One.

The Counties of Albany and Natrona shall be and compose the Second Judicial District or Judicial District Number Two.

The Counties of Carbon, Sweetwater, Uinta and Fremont shall be and compose the Third Judicial District, or Judicial District Number Three.

The Counties of Johnson, Sheridan, Crook, Weston and the County of Big Horn, when the same shall be organized, according to law, shall be and compose the Fourth Judicial District, or Judicial District Number Four.

Sec. 2. Regular terms of the District Court in the several Counties of the First Judicial District, or Judicial District Number One, shall be held in each year at the respective County seats of such County, as follows:

In the County of Laramie, two terms; one beginning on the fourth Monday in May, and one beginning on the third Monday in November.

In the County of Converse, two terms; one beginning on the second Tuesday in April, and one beginning on the second Tuesday in September.

Sec. 3. Regular terms of the District Court in the several Counties of the Second Judicial District, or Judicial District Number Two, shall be held in each year at the respective County seats of such Counties as follows:

In the County of Albany, three terms; one beginning on the second Monday in January, one beginning on the second Monday in March, and one beginning on the second Monday in September.

In the County of Natrona, two terms; one beginning on the second Tuesday in May, and one beginning on the second Tuesday in November.

Sec. 4. Regular terms of the District Court of the several Counties of the Third Judicial District, or Judicial District Number Three, shall be held in each year at the respective County seats of such Counties as follows:

In the County of Carbon, two terms; one beginning on the third Monday in May, and one beginning on the third Monday in October.

In the County of Sweetwater, two terms; one beginning on

the fourth Monday in April, and one beginning on the fourth Monday in September.

In the County of Uinta, two terms; one beginning on the first Monday in April, and one beginning on the first Monday in September.

In the County of Fremont, two terms; one beginning on the second Monday in June, and one beginning on the second Monday in November.

Sec. 5. Regular terms of the District Court in the several Counties of the Fourth Judicial District, or Judicial District Number Four, shall be held in each year at the respective County seats of such Counties as follows:

In the County of Johnson, two terms; one beginning on the first Monday in May, one beginning on the second Monday in November.

In the County of Sheridan, two terms; one beginning on the first Monday in June, and one beginning on the second Monday in December.

In the County of Crook, two terms; one beginning on the first Monday in April, and one beginning on the fourth Monday in September.

In the County of Weston, two terms; one beginning on the first Monday in April, and one beginning on the first Monday in October.

In the County of Big Horn, when organized, two terms; one beginning on the third Monday in May, and one beginning on the third Monday in October.

Sec. 6. Any one term of court which it is provided by law shall be held in a County, but not all of such terms, may be adjourned in each year, whenever the Board of County Commissioners shall, by resolution, passed and entered of record, request the Judge of such district to cause such term to be adjourned. In the event of such request, such Judge shall make an order for the adjournment of such term, and the Clerk of the District Court, in the County concerning which such request has been made, shall enter such order at length upon the Journal of the Court and cause the same to be published once in a newspaper published in that County, within sixty and not more than thirty days prior to the date for the commencement of such term. Whenever a term is adjourned, such process as may have been issued thereto shall run to the next term of such court.

Sec. 7. Chapter 4 of the Session Laws of eighteen hundred and ninety-three is hereby repealed.

The vote on the adoption of said amendments to S. F. No. 78 resulting as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson,

Kelley, Knittle, Mahoney, Parmenter, Platt, Ranney, Scott, Van Orsdel, Mr. Speaker—29.

Noes—0.

Absent—Messrs. Brown, Chapman, Clark, Iredale, Lobban, Minta, Sullivan, Williams—8.

The following communications were received from the Senate:

Senate Chamber,  
Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the following bills this day passed the Senate with amendments:

H. B. No. 189, general appropriation bill, with amendments as indicated on the leaf thereto attached.

H. B. No. 140, with amendments as indicated on slip thereto attached.

Said bills are herewith transmitted and the concurrence of your Honorable Body in Senate amendments thereto is respectfully requested.

Very respectfully,  
**J. C. ARGESHEIMER,**  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House:

Sir—I have the honor to transmit herewith the following bills all of which this day passed the Senate:

S. F. No. 77, for "An act to amend and re-enact Sec. 501 of the Revised Statutes of Wyoming."

S. F. No. 85, for "An act to repeal Chapter 17 of the Session Laws of 1890, and to re-enact Sec. 3441 of the Revised Statutes of Wyoming."

H. B. No. 128, for "An act creating the Wyoming Historical Society."

H. B. No. 121, for "An act relating to special elections and municipal elections and amending Sec. 33 of an act entitled, 'An act concerning elections and for other purposes,' etc.

Very respectfully,  
**J. C. ARGESHEIMER,**  
Chief Clerk.

Senate amendments to H. B. No. 140, "A bill for an act amending and supplementing an act approved January 8, 1891, entitled an act creating and establishing a State Board of Charities and Reform, and prescribing in part their duties, and repealing all acts and parts of acts inconsistent therewith," were, on motion, concurred in by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Clark, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Heward, Hertzog, Higgins, Hills, Jackson, Kelley, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—30.

Noes—0.

Absent—Messrs. Brown, Chapman, Corson, Iredale, Knittle, Lobban, Minta—7.

And thereupon the Speaker announced that the Senate amendments to H. B. No. 140 had been concurred in by the vote of a majority of all the members elected to the House.

Senate amendments to H. B. No. 198, "A bill for an act making appropriations to pay salaries and contingent expenses of State officers, and contingent and other necessary expenses for armory rent and incidental expenses of military organizations; for paying land office fees incident to the selection of lands donated to the State by the Federal government; for expense of advertising, platting, appraising and selling State lands; for printing the Journals of the Third Legislature; for additional legislative printing; for additional expense of furnishing certified copies of the Journals of the Third Legislature; for additional postage and incidentals of the Third Legislature; for measuring State printing; for insurance upon State library; for insurance upon State buildings; to redeem certificates of indebtedness numbers ninety and ninety-one; for the relief of John Taylor; of the S. A. Bristol Company; of the Leader Printing Company; of the S. A. Bristol Company; of Phil. Zehner, Jr.; of Fred P. Shannon; to redeem certificates of indebtedness numbers fifty and fifty-one; for the deficiency expense of the State Fish Hatchery; and for the salaries and contingent expenses of the Revision Commissioners," were concurred in by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Jackson, Kelley, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—34.

Noes—0.

Absent—Messrs. Brown, Iredale, Minta—3.

And thereupon the Speaker announced that the Senate amendments to H. B. No. 189 had been concurred in by the vote of a majority of all the members elected to the House.

The Committee on Enrollment submitted the following report:

Cheyenne, Wyo., February 16, 1895.

Mr Speaker:

Your Committee on Enrollment beg leave to report as correctly enrolled the following:

H. B. No. 54 as Enrolled Act No. 41.  
H. B. No. 109 as Enrolled Act No. 42  
H. B. No. 117 as Enrolled Act No. 43.  
H. B. No. 94 as Enrolled Act No. 44.

W. J. HILLS,  
Chairman.

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report Enrolled Acts Nos. 35, 36, 37, 38, 39 and 40 duly signed by the President of the Hon. Senate and delivered to the Governor, taking his receipt for therefor.

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 41, "An act to encourage the destruction of predatory wild animals, and providing bounties for the killing thereof, and making an appropriation for the payment of such bounties, and for the repeal of Chapter 21, of the Session Laws of 1890, and Chapter 6 of the Session Laws of 1893."

House Enrolled Act No. 42, "An act to amend Sec. 2435 of the Revised Statutes of Wyoming, relating to constructive service and service by publication."

House Enrolled Act No. 43, "An act relating to Justices of the Peace and Constables."

House Enrolled Act No. 44, "An act consolidating certain County offices, and certain precinct and municipal offices, and regulating the duties pertaining to the offices so consolidated."

There being no objection offered did so sign the same in the presence of the House.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House.

Sir—I have the honor to transmit herewith:

H. B. No. 182 for "An act regulating the expenditures of certain buildings and institutions."

Further consideration of which was this day, by the Senate indefinitely postponed.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Mr. Barrett introduced the following resolution:

Resolved, That the thanks of this House are hereby extended to the Cheyenne Club, the Lincoln Club and the business men and citizens of the capitol for their generous hospitality to the officials and members of the House during the present legislative session;

Resolved, That our thanks are especially due to the ladies of the city of Cheyenne, who have so successfully entertained the officials and members of the House and their sweet-hearts and wives during the onerous labors of legislation, and who have so fully sustained the reputation of Wyoming ladies for moral worth, superior intelligence and social accomplishments.

The resolution was unanimously adopted and ordered spread upon the Journal.

Senate File No. 76, by Mr. Hamlin, "A bill for an act to provide for the taking and reading of depositions in criminal cases," was received, read first time and, under suspension of of the rules read a second and third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Clark, Covert, Davis, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Higgins, Jackson, Knittle, Lobban, Mahoney, Parmenter, Platt, Scott, Van Orsdel, Williams—25.

Noes—Messrs. Heward, Hills, Kelley, Sullivan, Mr. Speaker—5.

Absent—Messrs. Brown, Chapman, Corson, Fox, Iredale, Minta, Ranney—7.

The Speaker thereupon announced that the bill had passed by the vote of a majority of all the members elected to the House.

The following communication was received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House.

Sir—I have the honor to transmit herewith Senate sub. for H. B. No. 3; the Senate having adopted the report of the Conference Committee this day submitted with reference thereto. The concurrence of your Honorable Body is respectfully requested by the Senate.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Mr. Hills offered the following resolution:

Resolved, That the members of the House of the Third Legis-



lature fully and highly appreciate the excellent and unexcelled services rendered them by the Chief Clerk and other employes, do hereby tender said Chief Clerk and other employes a vote of thanks for the correct, careful and courteous assistance so rendered. And be it further

Resolved; That this resolution be spread upon the pages of the Journal.

#### SENATE FILES ON FIRST READING.

Senate File No. 77, by Mr. Hamlin, "A bill for an act to amend and re-enact Sec. 501 of the Revised Statutes of Wyoming," was received and read first time, and under suspension of the rules, read a second and a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgings, Jackson, Kelley, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—30.

Noes—0.

Absent—Messrs. Brown, Downey, Hills, Iredale, Knittle, Mahoney, Minta—7.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

Senate File No. 85, by Mr. Hamlin, "A bill for an act to repeal Chapter 17 of the Session Laws of 1890 and to re-enact Sec. 3441 of the Revised Statutes of Wyoming," was received, read first time and referred to the Judiciary Committee.

The Committee on Enrollment reported as follows:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report the following Enrolled Acts duly signed by the President of the Hon. Senate and delivered to the Governor and properly receipted for, viz:

Enrolled Act No. 41.

Enrolled Act No. 42.

Enrolled Act No. 43, and Enrolled Act No. 44.

W. J. HILLS,  
Chairman.

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report H. B.

No. 131 enrolled as Enrolled Act No. 45 and J. R. enrolled as Enrolled J. R. No. 1.

W. J. HILLS,  
Chairman.

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report H. B. No. 145 enrolled as Enrolled Act No. 46.

W. J. HILLS,  
Chairman.

The following communication was received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the Senate has consented to a conference on H. B. No. 92 and Mr. President has named Senators Craig, Appelget and Hurt, on the part of the Senate, as members of such Conference Committee.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 45, "An act providing for deputies and assistants in certain Counties."

House Enrolled Act No. 46, "An act to incorporate cities of the first class, and regulating their duties, powers and government."

There being no objection he did so sign in the presence of the House.

The following communication was received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that the Senate this day concurred in House amendments to S. F. No. 78, S. F. No. 71 and S. F. No. 55:

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

The following communication was received from His Excellency, the Governor:

Executive Office,

Cheyenne, Wyo., February 16, 1895.

To the Honorable Speaker of the House:

I have the honor to inform you that I have approved and signed:

Enrolled House Memorial No. 1, asking that the restriction of \$10 an acre for sale of lands donated to the State be removed.

Enrolled House Memorial No. 2, asking that United States Senators be elected by the people.

Enrolled House Act No. 35, authorizing the employment of additional assistant engrossing and enrolling clerks for the Senate and House of Representatives.

Enrolled House Act No. 37, to provide for the investment of permanent funds arising from the sale of State lands.

Enrolled House Act No. 38, to provide for the impeachment of witnesses.

Enrolled House Act No. 39, to revise, amend and consolidate the statutes relating to highways and bridges.

Enrolled Senate Act No. 21, to amend laws of 1887, designating what property shall be exempt from taxation.

Enrolled Senate Act No. 22, providing for the distribution of income derived from the investment of the permanent school funds, and from leasing of school lands.

Enrolled Senate Act No. 23, to amend classification of Counties.

Enrolled Senate Act No. 24, to amend the act providing for probate jurisdiction.

Enrolled Senate Act No. 25, to amend an act relating to notary public.

W. A. RICHARDS,  
Governor.

The Committee on Judiciary submitted the following report:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Judiciary, to whom was referred S. F. No. 85, beg leave to report as follows:

That the title be amended by adding thereto the words "concerning changes of venues in Justices' courts," and as amended that it do pass.

S. W. DOWNEY,  
Chairman.

Senate File No. 85, by Mr. Hamlin, "A bill for an act to repeal Chapter 17, of the Session Laws of 1890, and to re-enact Sec. 3411 of the Revised Statutes of Wyoming," was amended in title by unanimous consent by adding thereto the words, "concerning changes of venue in Justices' courts," and under

suspension of the rules was read a second and third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Allen, Alger, Black, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Iredale, Jackson, Mahoney, Ranney, Sullivan, Van Orsdel, Williams, Mr. Speaker—24.

Noes—Messrs. Heward, Hills, Lobban, Parmenter, Platt—5.

Absent—Messrs. Barrett, Brooks, Brown, Higgins, Kelley, Knittle, Minta, Scott—8.

And thereupon the Speaker announced that the bill had been passed by the vote of a majority of all the members elected to the House.

Mr. Downey offered the following resolution, which was unanimously adopted:

Be it resolved by the House of Representatives, the Senate concurring:

That a committee of two members of the Senate to be appointed by the President thereof and three members of the House of Representatives, to be appointed by the Speaker thereof, be appointed to wait upon His Excellency, the Governor, to ascertain if he has any further communication to make to the Legislature before final adjournment.

H. B. 194, by Mr. Chapman, "A bill for an act providing for appropriations for the ordinary expenses of maintenance and certain buildings and improvements of State institutions; viz: the Wyoming Hospital for the Insane; the Wyoming General Hospital; the Wyoming Soldiers' and Sailors' Home; the Agricultural department of the Wyoming State University at Laramie; for the two fiscal years ending March 31, 1897," was introduced, read first time, ordered printed and referred to the Committee of the Whole.

On motion the House resolved itself into Committee of the Whole for the purpose of considering H. B. No. 194.

Mr. Sullivan in the chair.

Upon arising, Mr. Speaker in the chair, the Committee reported as follows:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee of the Whole, having had under consideration H. B. No. 194, beg to report that they have duly considered the same and recommend that the bill do pass.

PATRICK SULLIVAN,

Chairman.

The Special Committee to consider H. B. No. 92 submitted the following report:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Conference Committee to whom was referred House Bill No. 92, beg leave to report as follows:

We concur in the Senate amendments to said bill with the exception of amendment offered by the Senate to lines 14, 15 and 16, Sec. 4, and we recommend that in said lines the amount be fixed at \$500 per year for Adjutant General's salary, and \$250 per year for Adjutant General's and Quartermaster's contingent expenses, and we recommend that as so amended the bill do pass.

S. A. BRISTOL,  
JOHN SCOTT,  
A. M. APPELGET,  
J. J. HURT,  
D. H. CRAIG,  
Committee.

Senate amendments to H. B. No. 92, by Mr. Fox, "A bill for an act providing for the organization of a State militia to be known as the Wyoming National Guard;" with reference to Secs. 35 and 36, as recommended by the Conference Committee in the foregoing report, were concurred in by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Brooks, Chapman, Clark, Corson, Davis, Downey, Finch, Fox, Gregory, Henry, Hertzog, Higgins, Hills, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—27.

Noes—Messrs. Heward, Jackson—2.

Absent—Messrs. Bristol, Brown, Covert, Goodell, Iredale, Kelley, Knittle, Mintz—8.

And thereupon the Speaker announced that said Senate amendments to H. B. No. 92 had been concurred in by the vote of a majority of all of the members elected to the House.

The following report was received from the Committee on Mines:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Mines, to whom was referred H. B. No. 192, beg leave to report as follows:

That the same has been duly considered and your committee recommends that the bill be indefinitely postponed.

JOSEPH IREDALE,  
Chairman.

On motion H. B. No. 192, "A bill for an act relating to the acceptance of mineral claims within the State of Wyoming." was indefinitely postponed by unanimous consent.

On motion a recess was taken until 7:30 o'clock p. m.

## EVENING SESSION.

House called to order at 7:30 o'clock p. m.

Mr. Speaker in the chair.

The Committee on Enrollment reported as follows:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report the following House Bills correctly enrolled, viz:

H. B. No. 189, as Enrolled Act No. 47.

H. B. No. 14 as Enrolled Act No. 48

H. B. No. 93 as Enrolled Act No. 49.

H. B. No. 121 as Enrolled Act No. 50.

H. B. No. 140 as Enrolled Act No. 51.

H. B. No. 128 as Enrolled Act No. 52.

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 47, "An act making appropriations to pay the salaries and contingent expenses of State officers, and contingent and other necessary expenses for armory rent and incidental expenses of military organizations; for paying land office fees incident to the selection of lands donated to the State by the Federal government; for expense of advertising, platting, appraising and selling State lands; for printing the Journals of the Third Legislature; for additional legislative printing; for additional expense of furnishing certified copies of the Journals of the Third Legislature for additional postage and incidentals of the Third Legislature; for measuring State printing; for insurance upon State library; for insurance upon State buildings; to redeem certificates of indebtedness numbers ninety and ninety-one; for the relief of John Taylor; of the S. A. Bristol Company; of the Leader Printing Company; of the S. A. Bristol Company; of Phil Zehner, Jr.; of Fred P. Shannon; to redeem certificates of indebtedness numbers fifty and fifty-one; for the deficiency expense of the State Fish Hatchery; and for the salaries and contingent expenses of the Revision Commissioners."

House Enrolled Act No. 48, "An act to create a State Board of Arbitration for the arbitration of controversies arising between employer and employees."

House Enrolled Act No. 49, "An act providing for the compensation of County and precinct officers, and regulating the fees to be charged and the disposition of the same, and repealing former laws on this subject."

House Enrolled Act No. 50, "An act relating to special elections and municipal elections and amending Sec. 33 of an

act entitled, 'An act concerning elections, and for other purposes,' approved March 14, 1890."

House Enrolled Act No. 51, "An act amending and supplementing an act approved January 8, 1891, entitled, 'An act creating and establishing a State Board of Charities and Reform and prescribing in part their duties, and repealing all acts and parts of acts inconsistent therewith.'"

House Enrolled Act No. 52, "An act creating the Wyoming Historical Society and making appropriation therefor."

There being no objection offered he signed the same in the presence of the House.

Senate amendments to H. B. No. 123, by Mr. Hertzog, "An act to amend and re-enact Secs. 1 and 4 of an act entitled, 'An act relating to and authorizing the issue of the bonds of cities and towns for the purpose of redeeming, funding or refunding existing indebtedness,' approved December 24, 1890; said act being Chapter 11, of the Session Laws of the First State Legislature and relating to municipal bonds," were concurred in by the following vote:

Ayes—Messrs. Allen, Barrett, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Iredale, Knittle, Parmenter, Ranney, Scott, Sullivan, Van Orsdel, Williams Mr. Speaker—26.

Noes—0.

Absent—Messrs. Alger, Black, Brooks, Brown, Higgins, Hills, Jackson, Kelley, Mahoney, Minta, Platt—11.

And thereupon the Speaker announced that Senate amendments to H. B. No. 123 had been concurred in by the vote of a majority of all of the members elected to the House.

Senate amendments to H. B. No. 114, by Mr. Chapman, "An act concerning the public lands of the State of Wyoming, to amend and re-enact Secs. 27 and 28 of Chapter 79 of the Laws of the State of Wyoming, passed by the First Legislature," were concurred in by the following vote:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Chapman, Clark, Corson, Davis, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Iredale, Knittle, Lobban, Mahoney, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—28.

Noes—0.

Absent—Messrs. Alger, Brooks, Brown, Finch, Higgins, Hills, Jackson, Kelley, Minta—9.

And thereupon the Speaker announced that the Senate amendments had been concurred in by the vote of a majority of all the members elected to the House.

Senate amendments to H. B. No. 87, "A bill for an act to provide for the appointment of District Court Commissioners, defining their duties, fixing their fees and the manner in which they shall be paid," were concurred in by the following vote:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—26.

Noes—0.

Absent—Messrs. Alger, Brooks, Brown, Finch, Higgins, Hills, Iredale, Jackson, Kelley, Mahoney, Minta—11.

And thereupon the Speaker announced that Senate amendments to H. B. No. 87 had been concurred in by a vote of a majority of all the members elected to the House.

Senate amendments to H. B. No. 72, by Mr. Higgins, "A bill for an act to amend and re-enact Secs. 15 and 27 of Chapter 80 of the Session Laws of Wyoming Territory, enacted by the Eleventh Legislative Assembly of the Territory of Wyoming, being an act entitled, 'An act concerning elections and for other purposes,' approved March 14, 1890," were concurred in by the following vote:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Clark, Corson, Covert, Davis, Downey, Goodell, Gregory, Henry, Heward, Higgins, Iredale, Kelley, Knittle, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—24.

Noes—Messrs. Fox, Hertzog—2.

Absent—Messrs. Alger, Brooks, Brown, Chapman, Finch, Hills, Jackson, Lobban, Mahoney, Minta, Parmenter—11.

And thereupon the Speaker announced that Senate amendments to H. B. No. 72 had been concurred in by a vote of a majority of all the members elected to the House.

Senate amendments to H. B. No. 25, "A bill for an act relating to certain contracts for the conditional sale, lease or hire of railroad and street railways equipment and rolling stock, and providing for the recording thereof," were concurred in by the following vote:

Ayes—Messrs. Allen, Barrett, Black, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Hills, Kelley, Knittle, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—28.

Noes—0.

Absent—Messrs. Alger, Brooks, Brown, Finch, Iredale, Jackson, Lobban, Mahoney, Minta—9.

And thereupon the Speaker announced that the Senate amendments to H. B. No. 25 had been concurred in by the vote of a majority of all the members elected to the House.

Senate amendments to H. B. No. 132, by Mr. Chapman, "A bill for an act regulating the disposition of the receipts and income of the several State institutions," were concurred in by the following vote:

Ayes—Messrs. Alger, Barrett, Black, Clark, Corson, Covert,



Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson, Knittle, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—28.

Noes—0.

Absent—Messrs. Allen, Bristol, Brooks, Brown, Chapman, Higgins, Kelley, Mahoney, Minta—9.

And thereupon the Speaker announced that Senate amendments to H. B. No. 132 had been concurred in by the vote of a majority of all the members elected to the House.

The Speaker here announced that he was about to sign the following bills:

Senate Enrolled Act No. 32, "An act to provide for the supervision and use of the public waters of the State and to amend and re-enact Secs. 2, 3, 4, 19, 23, 26, 29, 30 and 45, of Chapter 8, of the Session Laws of 1890-91 entitled, 'An act providing for the supervision and use of the waters of the State.'"

Senate Enrolled Act No. 33, "An act to allow County and prosecuting attorneys their necessary expenses in certain cases."

Senate Enrolled Act No. 34, "An act to define the judicial districts of the State, and prescribing the time for holding the terms of the district court, in the several Counties of each judicial district and to repeal Chapter 4 of the Session Laws of the State of Wyoming enacted by the Second State Legislature and Secs. 1, 3 4 and 5 of Chapter 52, of the Session Laws of the State of Wyoming, enacted by the First State Legislature."

There being no objection offered he signed the same in the presence of the House.

On motion H. B. No. 194, "A bill for an act providing appropriations for the ordinary expenses of maintenance and certain buildings and improvements of State institutions, viz: the Wyoming Hospital for the Insane; the Wyoming General Hospital; the Wyoming Soldiers' and Sailors' Home; the Agricultural Department of the Wyoming State University at Laramie; for the two fiscal years ending March 31, 1897," was indefinitely postponed by unanimous consent.

The Following reports were received from the Committee on Enrollment:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report Enrolled J. R. No. 1, and Enrolled Acts Nos. 45, 46, duly signed by the President of the Hon. Senate and delivered to the Governor taking his receipt therefor.

W. J. HILLS,  
Chairman.

Cheyenne, Wyo., February 16, 1895.

**Mr. Speaker:**

Your Committee on Enrollment report Enrolled Acts Nos. 47, 48, 49, 50 and 52 duly signed by the President of the Hon. Senate and delivered to the Governor, taking receipts therefor.

W. J. HILLS,  
Chairman.

Mr. Fox introduced the following resolution, which was unanimously adopted.

Resolved, That the thanks of this House and the Representatives of the people here assembled are justly due to the Honorable Jay L. Torrey, Speaker of this House, for the impartial manner in which he has presided over its deliberations, for his care, rapidity and zeal manifested in the despatch of the public business entrusted to his hands and for his valuable aid and counsel in formulating and facilitating legislation in the interests of the people;

Resolved, That this resolution be spread at large upon the Journal of this House.

The following communications were received from His Excellency, the Governor:

Executive Office,

Cheyenne, Wyo., February 16, 1895.

To the Honorable Speaker of the House:

I respectfully return without my approval Enrolled House Act No. 36, entitled "An act to repeal Chapter 21 of the Session Laws of Wyoming of 1890, approved March 1, 1890, entitled 'An act to encourage the destruction of predatory wild animals and for other purposes' and all amendments thereto," for the reason that it contains substantially the same provisions as set forth in Secs. 14 and 15 in Enrolled House Act No. 41, which I have this day approved and signed.

Wm. A. RICHARDS,  
Governor.

Executive Office,

Cheyenne, Wyo., February 16, 1895.

To the Honorable Speaker of the House:

I have the honor to inform you that I have approved and signed:

Enrolled Senate Act No. 26, to amend laws of 1890, relating to the manner of taking appeals from Justices' courts and other purposes.

Enrolled Senate Act No. 28, to amend laws of 1890 defining crimes, regulating criminal procedure, etc.

Enrolled Senate Act No. 29, providing for the organization of unorganized Counties.

Enrolled Senate Act No. 30, fixing the compensation to be paid coroners.

Enrolled Senate Act No. 31, relating to the levy and collection of taxes on live stock brought into the State for the purpose of being grazed.

Enrolled House Act No. 41, to encourage the destruction of predatory wild animals, and provide bounties for the killing thereof.

Enrolled House Act No. 42, to amend Sec. 2435 of the Revised Statutes relating to constructive service and service by publication.

Enrolled House Act No. 43, relating to Justices of the Peace and Constables.

Enrolled House Act No. 44, consolidating certain County officers and certain municipal offices and regulating their duties.

Senate Joint Memorial No. 1, memorializing Congress to allow and pay to the State the amount of money realized by the United States from the sale of Sections 16 and 36 which are sold by the government as coal lands.

Wm. A. RICHARDS,  
Governor.

The Speaker here announced that he was about to sign the following bills:

Senate Enrolled Act No. 35, "An act to repeal Chapter 72 of the Session Laws of the State of Wyoming enacted by the First Legislature and approved January 10, 1891, relating to the Statute of Limitations on contracts not in writing and to revise Sec. 2370 of the Revised Statutes of Wyoming, relating to the same subject."

Senate Enrolled Act No. 36, "An act providing for the redemption of real property, sold under execution and mortgage foreclosure."

Senate Enrolled Act No. 37, "An act to provide for the taking and reading of depositions in behalf of the prosecution in certain cases."

Senate Enrolled Act No. 38, "An act to amend and re-enact Sec. 501 of the Revised Statutes of Wyoming."

Senate Enrolled Act No. 39, "An act to repeal Chapter 17 of the Session Laws of 1890, and to re-enact Sec. 3441 of the Revised Statutes of Wyoming, concerning changes of venue in Justices' courts."

There being no objection offered he signed the same in the presence of the House.

Senate Substitute for S. F. No. 65, was read a third time and placed upon its final passage.

The result of the vote by ayes and noes on the final passage of the bill was as follows:

Ayes—Messrs. Alger, Barrett, Black, Bristol, Chapman, Clark, Corson, Covert, Davis, Finch, Goodell, Gregory, Henry, Jackson, Kelley, Knittle, Parmenter, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—22.

Noes—Messrs. Allen, Fox, Hertzog, Heward, Higgins, Hills, Iredale, Lobban, Platt, Ranney—10.

Absent—Messrs. Brooks, Brown, Downey, Mahoney, Minta.—5.

And thereupon the Speaker announced that the Senate substitute for S. F. No. 65 had been passed by the vote of a majority of all the members elected to the House.

On motion the vote by which H. B. No. 15, being House Enrolled Act No. 36, returned by the Governor without his approval, was reconsidered, the question was then put, "Shall the bill pass, the objection of the Governor to the contrary, notwithstanding," the vote thereon resulting as follows:

Ayes—0.

Noes—Messrs. Alger, Allen, Black, Bristol, Chapman, Clark, Corson, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Hills, Iredale, Jackson, Kelley, Lobban, Parmenter, Platt, Williams, Mr. Speaker—25.

Absent—Messrs. Barrett, Brooks, Brown, Covert, Higgins, Knittle, Mahoney, Minta, Ranney, Scott, Sullivan, Van Orsdel.—12.

And thereupon the Speaker announced that the bill had failed to pass over the Governor's veto, not having received the necessary two-thirds vote of all the members elected to the House.

The following report was received from His Excellency, the Governor:

Executive Office,

Cheyenne, Wyo., February 16, 1895.

To the Honorable Speaker of the House:

I have the honor to inform you that I have approved and signed:

Joint House Resolution No. 9, accepting portraits of John A. Campbell and Stephen F. Nuckolls.

Enrolled Act No. 47, making appropriations to pay the salaries and contingent expenses of State officers.

Enrolled House Act No. 50, relating to special and municipal elections.

Enrolled House Act No. 51, amending act creating State Board of Charities and Reform.

Enrolled House Act No. 52, creating the Wyoming Historical Society.

Enrolled Senate Act No. 33, to allow County and prosecuting attorneys their necessary expenses in certain cases.

WM. A. RICHARDS, Governor.

The Enrolling Committee reported as follows:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report the following bills enrolled and herewith returned:

H. J. Memorial No. 3 as H. J. M. No. 3.  
H. B. No. 7 as Enrolled Act No. 53.  
H. B. No. 43 as Enrolled Act No. 54.  
H. B. No. 133 as Enrolled Act No. 55.  
H. B. No. 141 as Enrolled Act No. 56.  
H. B. No. 135 as Enrolled Act No. 57.  
H. B. No. 132, as Enrolled Act No. 58.  
H. B. No. 142, as Enrolled Act No. 59.  
H. B. No. No. 180, as Enrolled Act No. 60.  
H. B. No. 112, as Enrolled Act No. 61.  
H. B. No. 148, as Enrolled Act No. 62.

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

Enrolled H. J. M. No. 3, Memorial to Congress.

House Enrolled Act No. 53, "An act to amend Chapter 46 of the Session Laws of the First State Legislature entitled, 'An act to amend and re-enact Sec. 15 and Sec. 19 of Chapter 40, of the Session Laws of 1888, entitled, 'An act to repeal and re-enact Chapter 1, Title 30 of the Revised Statutes of Wyoming, approved March 6, 1888.'"

Approved January 9, 1891, relating to the recording of mining claims, and the time in which to sink discovery shaft thereon.

House Enrolled Act No. 54, "An act for the protection of game and fish."

House Enrolled Act No. 55, "An act regulating the appropriation, use and expenditure of the moneys received under an Act of Congress, approved March 2, 1887, entitled 'An act to establish agricultural experiment stations in connection with the colleges established in the several States, under the provisions of an act approved July 2, 1862, and of the acts supplementary thereto.'"

House Enrolled Act No. 56, "An act concerning appropriations for the support and maintenance of the University of Wyoming, and requiring an annual accounting of the expenditures of the same."

House Enrolled Act No. 57, "An act to amend and re-enact Sec. 1020 of the Revised Statutes of Wyoming, relating to the depositing and permitting to remain in any creek, highway or other and different locality, in this State, offensive substances,

declaring the same a nuisance and providing a penalty therefor."

House Enrolled Act No. 58, "An act regulating the disposition of the receipts and income of the several State institutions."

House Enrolled Act No. 59, "An act authorizing the examination of building and loan associations, and providing for the control thereof, if insolvent or in unsatisfactory condition."

House Enrolled Act No. 60, "An act to amend Sec. 12 of Chapter 22 of an act entitled, 'An act providing for probate jurisdiction and procedure, and prescribing the duties of courts and the officers in connection therewith,' approved January 10, 1891."

House Enrolled Act No. 61, "An act to amend and re-enact Sec. 3768 of the Revised Statutes of Wyoming, relating to taxation."

House Enrolled Act No. 62, "An act providing for the further custody and treatment of insane criminals and those accused of crime."

There being no objection offered he signed the same in the presence of the House.

The Speaker also announced that he was about to sign Senate Enrolled Act No. 40, "An act providing that the taxes shall be paid in money only, and to repeal Sec. 3815 of the Revised Statutes of Wyoming and Chapter 16 of the Session Laws of the State of Wyoming enacted by the First State Legislature, and to amend and re-enact Sec. 1827 of the Revised Statutes of Wyoming, all relating to the payment of taxes by County warrants."

There being no objection offered he signed the same in the presence of the House.

Senate amendments to House Bill No. 163, "A bill for an act regulating the compensation of State officers and the employes of State institutions," were adopted by the following vote:

Ayes—Messrs. Alger, Allen, Barrett, Black, Bristol, Brooks, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Williams—28.

Noes—0.

Absent—Messrs. Brooks, Brown, Hills, Kelley, Knittle, Mahoney, Minta, Van Orsdel, Mr. Speaker—9.

And thereupon the Speaker announced that Senate amendments to H. B. No. 163 had been concurred in by the vote of a majority of all the members elected to the House.

Senate amendments to H. B. No. 166, "A bill for an act to provide for the stay of execution on judgments rendered in district courts," were adopted by the following vote:

**Ayes**—Messrs. Alger, Allen, Barrett, Black, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Kelley, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams—29

**Noes**—Mr. Fox—1.

**Absent**—Messrs. Brooks, Brown, Hills, Knittle, Mahoney, Minta, Mr. Speaker—7.

And thereupon the Speaker announced that Senate amendments to H. B. No. 166 had been concurred in by the vote of a majority of all the members elected to the House.

Senate amendments to H. B. No. 151, "A bill for an act to provide for the redemption of real property sold under any proceeding authorized by law, were adopted by the following vote:

**Ayes**—Messrs. Alger, Allen, Barrett, Black, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Kelley, Lobban, Parmenter, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—30.

**Noes**—Mr. Fox—1.

**Absent**—Messrs. Brooks, Brown, Hills, Knittle, Mahoney, Minta—6.

And thereupon the Speaker announced that Senate amendments to H. B. No. 151 had been concurred in by the vote of a majority of all the members elected to the House.

Senate amendments to H. B. No. 186, "A bill for an act relating to the regulation of the grand jury system, and repealing Secs. 14, 15, 16 and 17, of an act entitled 'An act to change and regulate the grand jury system by reducing the number of grand jurors, providing that a grand jury shall be summoned only when ordered by the Court, and providing for prosecution by information and the procedure thereunder, approved January 10, 1891,'" were adopted by the following vote:

**Ayes**—Messrs. Alger, Allen, Barrett, Black, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Heward, Higgins, Iredale, Jackson, Kelley, Knittle, Lobban, Platt, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—31.

**Noes**—0.

**Absent**—Messrs. Brooks, Brown, Hills, Mahoney, Minta, Parmenter—6.

And thereupon the Speaker announced that Senate amendments to H. B. No. 186 had been concurred in by the vote of a majority of all the members elected to the House.

The Committee on Enrollment reported as follows:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report En-

rolled Acts Nos. 53, 54, 55, 56, 57, 58, 59, 60, 61 and 62 duly signed by the President of the Hon. Senate and delivered to the Governor, taking his receipt therefor.

W. J. HILLS,  
Chairman.

The following communications were received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House:

Sir—I have the honor to return herewith H. B. No. 183, H. B. No. 141, H. B. No. 133, H. B. No. 102, H. B. No. 100, H. J. M. No. 4 and H. J. M. No. 6, all of which this day passed the Senate without change.

Very Respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House:

Sir—I have the honor to herewith return to your Honorable Body H. B. No. 112, H. B. No. 138 and H. B. No. 180, which this day passed the Senate, under suspension of the rules, without change

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House:

Sir—I have the honor to inform your Honorable Body that H. B. No. 142, H. B. No. 143, H. B. No. 147, Sub: for H. B. No. 148, H. B. No. 135, H. B. No. 113 and H. J. M. No. 3, this day, under suspension of the rules, passed the Senate.

Said bills and joint resolutions are herewith returned to your Honorable body.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House.

Sir—I have the honor to transmit herewith H. B. No. 72, H. B. No. 87, H. B. No. 114, H. B. No. 123, H. B. No. 132 and H.



B, No, 25, all of which this day passed the Senate with amendments as indicated on the slips attached to each.

The concurrence of your Honorable Body in the Senate amendments is respectfully requested.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

The following report was submitted by the Committee on Enrollment:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment report House Bills correctly enrolled as follows:

H. B. No. 183 as Enrolled Act No. 63.  
H. B. No. 147 as Enrolled Act No. 64.  
H. B. No. 123, as Enrolled Act No. 65.  
H. B. No. 138, as Enrolled Act No. 66.  
H. B. No. 171, as Enrolled Act No. 67.  
H. B. No. 190, as Enrolled Act No. 68.  
H. B. No. 136, as Enrolled Act No. 69.  
H. B. No. 100, as Enrolled Act No. 70.  
H. B. No. 164, as Enrolled Act No. 71.  
H. B. No. 143, as Enrolled Act No. 72.  
H. J. M. No. 4, as Enrolled H. J. M. No. 4.  
H. J. M. No. 5, as Enrolled H. J. M. No. 5.

W. J. HILLS;  
Chairman.

The following communications were received from the Senate:

Senate Chamber,

Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House:

Sir—I have the honor to transmit herewith H B. No. 92, the Senate having this day agreed to the amendments recommended by the Conference Committee appointed to confer upon the differences between the Senate and House in relation to said bill.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,

Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House:

Sir—I have the honor to transmit herewith, H. B. No. 90, H. B. No. 171, H. J. M. No. 5 and H. J. R. No. 1.

8, all of which this day passed the Senate under suspension of the rules.

Very Respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 16, 1895.

To the Hon. Speaker of the House:

Sir—I have the honor to return to your Honorable Body H. Bs. Nos. 119, 136, 144, 164 and 172, all of which this day under suspension of the rules, passed the Senate without change.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House.

Sir—I have the honor to transmit herewith H. B. No. 151, H. R. No. 163, H. B. No. 166 and H. B. No. 186, each of which this day passed the Senate without change.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

Senate Chamber,  
Cheyenne, Wyo., February 16, 1895.

To The Hon. Speaker of the House:

Sir—I have the honor to return herewith H. B. No. 168 H. B. No. 187, which this day passed the Senate without change.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 63, "An act appropriating moneys and regulating a special levy for maintenance of charitable and penal institutions."

House Enrolled Act No. 64, "An act relating to the taxation of the property and capital stock of domestic corporations."

House Enrolled Act No. 65, "An act to amend and re-enact Secs. 1 and 4 of an act entitled 'An act relating to and authorizing the issue of bonds by cities and towns for the purpose of redeeming, funding or refunding existing indebtedness,' approved December 24, 1890, said act being Chapter 11 of the Session Laws of the First State Legislature and relating to municipal bonds."

House Enrolled Act No. 66, "An act permitting school boards to establish industrial or manual training schools."

House Enrolled Act No. 67, "An act to authorize Boards of County Commissioners to issue certificates of indebtedness for current expenses of the County, to be paid out of County revenues for the current year."

House Enrolled Act No. 68, "An act to amend and re-enact Sec. 2347 of the Revised Statutes of the State of Wyoming, relating to special duties of certain officers."

House Enrolled Act No. 69, "An act appropriating the sum of sixty-six and 66-100 dollars out of the State treasury to reimburse Hugh Burnes for the value of one horse killed while suffering with glanders, by order of the Sheriff of Crook County."

House Enrolled Act No. 70, "An act for refunding money which has been paid to the State for the lease of lands which are thereafter discovered not to belong to the State, and appropriating money therefor."

House Enrolled Act No. 71, "An act relating to allowances to County officers."

House Enrolled Act No. 72, "An act relating to the duty of State Examiner in the case of defalcation on the part of the State Treasurer of any County, school district or municipal corporation, and providing for the suspension of such officer until such defalcation is satisfied."

Enrolled House Joint Memorial No. 4, "Relating to setting aside certain lands within the State for a public park."

Enrolled House Joint Memorial No. 5, "Petition to Congress to grant unto the State of Wyoming the unoccupied and unappropriated lands within the State."

There being no objection offered he signed the same in the presence of the House.

The following communication was received from His Excellency, the Governor:

Executive Office,  
Cheyenne, Wyo., February 16, 1895.

To the Honorable House of Representatives:

I respectfully return without my approval House Bill Number 48, being an act entitled "An act creating a State Board of Arbitration, for the arbitration of controversies between employer and employes."

Our Constitution contains two sections relating to courts of arbitration, as follows:

"The Legislature shall establish courts of arbitration whose duty it shall be to hear and determine all differences and controversies between organizations or associations, and their employes, which shall be submitted to them in such manner as the Legislature may provide."

Constitution, Article XIX., Sec. 1, Subtitle Boards of Arbitration.

"The Legislature may provide by law for the voluntary submission of differences to arbitrators for determination, and said arbitrators shall have the powers and duties as may be prescribed by law, but they shall have no power to render judgment to be obligatory on parties, unless they voluntarily submit their matters of difference and agree to abide by the judgment of such arbitrators."

Constitution, Article XIX., Sub- title "Arbitration," Sec. 1.

These sections being parts of the same instrument, were evidently a part of a single design and purpose, and the limitations and restrictions of each section must be applied, in creating courts of arbitration and defining their jurisdiction.

The Constitution recognizes the duty of the State to reduce, as far as possible, the friction and differences between employers and employed, and seeks to reconcile, if possible, such differences. With this view, it clearly limits the jurisdiction of courts of arbitration to such cases as may be submitted to them by both parties to the controversy, evidently upon the ground that an *ex parte* hearing of only one side to a controversy, without the submission or consent of the other side could not well reach just conclusions and would tend to render irreconcilable, differences which otherwise might be adjusted.

These are not to be courts proceeding upon the usual lines adopted by courts, but are more in the nature of peacemakers. With this in view, the Constitution provides for the mutual submission of controversies and mutual agreement to abide by the judgment, in the hope that neither employers nor employed would long continue to refuse such voluntary submission of their controversies to a tribunal provided by law for their adjustment.

The act in question ignores this principle of mutual submission and mutual agreement to abide by the judgment, and adopts the opposite, namely, that a single party to the controversy may invoke the powers of the court of arbitration, without the consent of the opposite party, and is, therefore, unconstitutional.

It seems to me that the attempted exercise of authority to hear and determine controversies, *ex parte*, when such *ex parte* determination would be null and void, as unconstitutional, instead of allaying would be to invite and increase strife.

I have the less hesitancy in withholding my approval to this bill, inasmuch as it could not be put in operation without some appropriation to pay the expenses of arbitrators and witnesses upon hearings; no such appropriation has been provided for, by the present session of the Legislature, although the general appropriation bill has been passed.

If a bill embodying the wise provisions of the Constitution

aiming to adjust and reconcile differences by mutual submission of controversies and mutual agreement to abide by the judgment of a court of arbitration, shall be presented to me, I will take pleasure in giving it my approval.

W. A. RICHARDS,  
Governor.

On motion the vote by which H. B. No. 14, being Enrolled House Act No. 48, returned by His Excellency, the Governor, without his approval, was reconsidered and the question was then put, "Shall the bill pass," the vote thereon resulting as follows:

Ayes—Messrs. Heward, Hills, Kelley, Parmenter, Platt—5.

Noes—Messrs. Alger, Allen, Barrett, Black, Bristol, Chapman, Clark, Corson, Covert, Davis, Downey, Finch, Fox, Goodell, Gregory, Henry, Hertzog, Higgins, Jackson, Knittle, Lobban, Ranney, Scott, Sullivan, Van Orsdel, Williams, Mr. Speaker—27.

Absent—Messrs. Brooks, Brown, Iredale, Mahoney. Minta.—5.

And thereupon the Speaker announced that the bill had failed to pass, not having received the necessary two-thirds vote of all the members elected to the House.

The Committee on Enrollment reported as follows:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment report Enrolled Acts Nos. 63, 64, 65, 66, 67, 68, 69, 70, 71, 72 and H. J. Ms. Nos. 4 and 5 signed by the President of the Hon. Senate and delivered to the Governor, taking receipts therefor.

W. J. HILLS,  
Chairman.

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Enrolling Committee beg leave to report correctly enrolled:

H. B. 102, as Enrolled Act 73.

H. B. 172, as Enrolled Act 74.

H. B. 113, as Enrolled Act 75.

H. B. 72, as Enrolled Act 76.

H. B. 144, as Enrolled Act 77.

H. B. 114, as Enrolled Act 78.

H. J. R. 6, as Enrolled H. J. R. 6, and are herewith returned.

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 73, "An act relating to banking

associations, savings associations and loan and trust companies and further regulating such associations and corporations and the organization thereof."

House Enrolled Act No. 74, "An act providing for the determination of an election where a tie vote is cast."

House Enrolled Act No. 75, "An act for the appointment of sheep inspectors and prescribing their duties, and providing penalties for the violation of this act, and fixing their compensation, and the manner of the payment of the same, and for the repeal of Chapter 31 of the Session Laws of Wyoming, for 1890-91, and repealing all acts and parts of acts inconsistent with the provisions of this act."

House Enrolled Act No. 76, "An act to amend and re-enact Secs. 15 and 27 of Chapter 80, of the Session Laws of Wyoming Territory enacted by the Eleventh Legislative Assembly of the Territory of Wyoming, being an act entitled 'An act concerning elections and for other purposes,' approved March 14, 1890."

House Enrolled Act No. 77, "An act providing for the withholding of the salary of the public officer who shall be delinquent or shall have failed to pay into the proper public treasury fees collected by such public officer."

House Enrolled Act No. 78, "An act concerning the public lands of the State of Wyoming, to amend and re-enact Secs. 27 and 28 of Chapter 79 of the Laws of the State of Wyoming, passed by the First Legislature."

Enrolled House Joint Resolution No. 6, "For the appointment of a Joint Committee to recommend amendments to our State Constitution."

There being no objection offered he signed the same in the presence of the House.

The Committee on Enrollment reported as follows:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment report Enrolled Acts Nos. 73, 74, 75, 76, 77 and 78 and H. J. R. No. 6 signed by the President of the Hon. Senate and delivered to the Governor, taking receipts therefor.

W. J. HILLS,  
Chairman.

The following communication was received from His Excellency, the Governor:

Executive Office,

Cheyenne, Wyo., February 16, 1895.

To the Honorable Speaker of the House:

I have the honor to inform you that I have approved and signed:

Enrolled House Act No. 40, providing for proof of population of new Counties about to be organized.

Wm. A. RICHARDS,  
Governor.

The Committee on Enrollment reported as follows:  
Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report the following bills correctly enrolled to wit:

- H. B. No. 174, as Enrolled Act No. 79.
- H. B. No. 119, as Enrolled Act No. 82.
- H. B. No. 151, as Enrolled Act No. 81.
- H. B. No. 163, as Enrolled Act No. 83.
- H. B. No. 187, as Enrolled Act No. 84.
- H. B. No. 25, as Enrolled Act No. 85.
- H. B. No. 186, as Enrolled Act No. 86.
- H. B. No. 166, as Enrolled Act No. 80.

Respectfully submitted,  
W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 79, "An act to provide for the destruction of Russian and Canadian thistles and kindred pests."

House Enrolled Act No. 82, "An act relating to the care and maintenance of the insane and amending and re-enacting Sec. 2, of Chapter 93, entitled an act to provide for the care and maintenance of the insane enacted by the First Legislature and approved January 10, 1891.

House Enrolled Act No. 81, "An act to provide for the redemption of real property sold under any proceeding authorized by law."

House Enrolled Act No. 83, "An act regulating the compensation of State officers and the employes in State institutions."

House Enrolled Act No. 84, "An act relating to prosecution by information and procedure thereunder, and repealing Secs. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 of an act entitled 'An act to change and regulate the grand jury system by reducing the number of grand jurors providing that a grand jury shall be summoned only when ordered by the court and providing for prosecution by information and the procedure thereunder,' approved January 10, 1891, and an act entitled An act to amend and re-enact Sec. 7 of Chapter 59 and to repeal Sec. 8 of Chapter 59 of the Session Laws of the State of Wyoming, enacted by the First State Legislature regulating the grand jury sys,' approved February 17, 1893.

House Enrolled Act No. 85, "An act relating to certain con-

tracts for the conditional sale, lease or hire of railroad and street railway equipment and rolling stock and providing for the recording thereof."

House Enrolled Act No. 86, "An act relating to the regulation of the grand jury system, and repealing Secs. 14, 15, 16 and 17 of an act entitled 'An act to change and regulate the grand jury system by reducing the number of grand jurors, providing that a grand jury shall be summoned only when ordered by the court, and providing for prosecution by information, and the procedure thereunder,' approved January 10, 1891."

House Enrolled Act No. 80, "An act to provide for the stay of executions on judgments rendered in district courts."

There being no objection offered he signed the same in the presence of the House.

The following report was received from the Committee on Enrollment:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report bills correctly enrolled as follows:

H. B. No. 87 as Enrolled Act No. 87.

H. B. No. 168, as Enrolled Act No. 88.

Respectfully submitted,

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign the following bills:

House Enrolled Act No. 87, "An act to provide for the appointment of District Court Commissioners, defining their duties, fixing their fees, and the manner in which they shall be paid."

House Enrolled Act No. 88, "An act relating to delinquent taxes."

There being no objection offered he signed the same in the presence of the House.

The Committee on Enrollment submitted the following:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No. 92, beg leave to report as follows:

That the same is correctly enrolled as Enrolled Act No. 89.

W. J. HILLS,  
Chairman.

The Speaker here announced that he was about to sign House Enrolled Act No. 89, "An act providing for the organization of a State militia, to be known as the Wyoming National Guard."



There being no objection offered he signed the same in the presence of the House.

On motion the Speaker appointed Messrs. Jackson, Gregory and Heward on the part of the House as a Joint Committee to wait upon His Excellency, the Governor, to notify him that the House had completed its labors and to inquire whether he has any further communications to submit before adjournment.

The following report was submitted by the Committee on Enrollment:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your Committee on Enrollment beg leave to report the following Enrolled Acts duly signed by the President of the Senate and the same delivered to the Governor: Nos. 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85; 86. 87. 88 and 89 also H. J. R No. 6.

W. J. HILLS,  
Chairman.

The following communication was received from His Excellency the Governor:

Executive Office,

Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House:

I have the honor to inform you that I have approved and signed:

Enrolled House Act No. 24, changing the name of the "Wyoming State Miners' Hospital" to the "Wyoming General Hospital" and making a levy for maintenance of said hospital.

Enrolled House Act No. 17, providing for the completion and repair of the State Penitentiary building at Rawlins.

W. A. RICHARDS,  
Governor.

The Committee appointed to wait upon the Governor reported as follows:

Cheyenne, Wyo., February 16, 1895.

Mr. Speaker:

Your committee appointed to wait upon the Governor to inform him that the House had completed its business and to ask him if he had any communications to make report that he has no further communications to make to the House.

W. E. JACKSON,  
Chairman.

The following communication was received from the Senate:

Senate Chamber,  
Cheyenne, Wyo., February 16, 1895.

Hon. Speaker of the House:

Sir—I am directed to inform your Honorable Body that the Senate has concluded its labors and is ready to adjourn sine die.

Very respectfully,  
J. C. ARGESHEIMER,  
Chief Clerk.

By unanimous consent Laura Schulte, Mary Bailey and Frank Dana were employed as assistant enrolling and engrossing clerks for February 15th, and 16th, and Winifred Wood as such clerk for February 16th.

On motion of Mr. Kelley the House adjourned sine die.

M. C. BARROW,  
Chief Clerk.

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## CERTIFICATE.

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I hereby certify that the foregoing is a full, true and correct copy of the Journal of the proceedings of the House of Representatives of the Third Legislature of the State of Wyoming.

M. C. BARROW,  
Chief Clerk.

Cheyenne, Wyo., February 16, 1895.

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